

# JOURNAL OF THE SENATE

Wednesday, May 4, 1955

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The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on Tuesday, May 3, 1955.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kicklitter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

—38.

A quorum present.

The following Prayer was offered by the Reverend Alva Horton, Pastor of New Home Baptist Church, Perry, Florida:

"O God of Peace, we turn aside from an unquiet world, seeking rest for our spirits and light for our thoughts. We bring our work to be set apart, our wounds to be healed, our hopes to be renewed and our better selves to be quickened, so that we may not sin but serve and walk humbly with Thee. Thou whose greatness is beyond our utmost thought dost alone lift us above our common littleness and sendest visions of the service that we may render to this great State of Florida.

"May the words of King David, be our hearts' desire: 'Let the words of my mouth, and the meditation of my heart, be acceptable in Thy sight, O Lord, my strength, and my redeemer.' Amen."

The reading of the Journal was dispensed with.

The Senate daily Journal of Monday, May 2, 1955, was further corrected as follows:

Page 294, column 2, between lines 15 and 16, counting from the bottom of the column, insert the following:

"The Senate daily Journal of Friday, April 29, 1955, was corrected and as corrected was approved."

Also—

Page 297, column 1, line 19, counting from the bottom of the column, strike out the word "County" and insert in lieu thereof the word "Court."

Also—

Page 297, column 1, line 32, counting from the bottom of the column, strike out the word "country" and insert in lieu thereof the word "County".

Also—

Page 297, column 2, line 23, counting from the bottom of the column, strike out the word "committee" and insert in lieu thereof the word "Committing".

Also—

Page 297, column 2, line 27, counting from the bottom of the column, strike out the word "decendents" and insert in lieu thereof the word "decedents".

Also—

Page 307, column 1, line 28, counting from the bottom of the column, strike out the word "Senate" and insert in lieu thereof the word "State".

Also—

Page 316, column 2, line 27, strike out the figures "172" and insert in lieu thereof the figures "712".

And as further corrected was approved.

The Senate daily Journal of Tuesday, May 3, 1955, was corrected as follows:

Page 349, column 1, strike out lines 36, 37, 38 and 39, and insert in lieu thereof the following:

S. B. No. 307—A bill to be entitled An Act to amend Paragraph (a) of Subsection (1) of Section 443.18, Florida Statutes, relating to unemployment compensation, by limiting application of reciprocal coverage arrangements to multistate workers, and making this Act effective July 1, 1955.

And as corrected was approved.

## REPORTS OF COMMITTEES

Senator Fraser, Chairman of the Committee on Miscellaneous Legislation, reported that the Committee had carefully considered the following Concurrent Resolution:

S. C. R. No. 639—A Concurrent Resolution giving recognition to the Eastern Orthodox Church as a major faith in Florida.

—and recommends that the same pass.

And the Concurrent Resolution contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Rodgers, Chairman of the Committee on Prisons and Convicts, reported that the Committee had carefully considered the following Bill:

S. B. No. 394—A bill to be entitled An Act making it unlawful to convey into any State, county, or municipal prison, jail, institutional convict camp, prison farm, convict road camp, or other like place of confinement, any weapon adapted or useful to aid a prisoner in making his escape, with intent to facilitate the escape of a prisoner there lawfully committed or detained; providing penalties for the violation hereof and prescribing the effective date.

—and recommends that the same pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Bronson, Chairman of the Committee on Agriculture, reported that the Committee had carefully considered the following Concurrent Resolution:

S. C. R. No. 594—A Concurrent Resolution providing that certain husbandry and protection functions of forestry shall be classed as agricultural operations.

—and recommends that the same pass.

And the Concurrent Resolution contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Cabot, Chairman of the Committee on Drainage and Water Conservation, reported that the Committee had carefully considered the following Bill:

S. B. No. 593—A bill to be entitled An Act relating to meandered fresh water lakes in this State; prohibiting filling, dredging, taking material from the bottoms, or altering the shore line except upon permission; authorizing the trustees of the Internal Improvement Fund to exercise certain authority and control over said lakes and to cooperate with the counties and municipalities of this State in effectuating the provisions of this Act, and providing a penalty for violation.

—and recommends that the same pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Neblett, Chairman of the Committee on Veterans Affairs, Aviation and Radio, reported that the Committee had carefully considered the following Bill:

S. B. No. 537—A bill to be entitled An Act relating to muster rolls and individual records of Florida soldiers and sailors of the Confederate States of America on file in Washington, D. C.; and making an appropriation for copying of such records.

—and recommends that the same pass.

And the Bill contained in the preceding report was referred to the Committee on Appropriations, under the original joint reference.

Senator Kickliter, Chairman of the Committee on Pensions and Claims, reported that the Committee had carefully considered the following Bill:

S. B. No. 611—A bill to be entitled An Act for the relief of D. Mack Humphrey, former Florida Hotel and Restaurant Commissioner; providing for payment of salary due during the period of one (1) year and twenty (20) days during time of suspension; providing effective date.

—and recommends that the same pass.

And the Bill contained in the preceding report was referred to the Committee on Judiciary B, under the original joint reference.

Senator Stenstrom, Chairman of the Committee on Citrus Fruits, reported that the Committee had carefully considered the following Bill:

S. B. No. 356—A bill to be entitled An Act to amend Sections 601.19 and 601.81 Florida Statutes Annotated, the same being a part of the Florida Citrus Code of 1949; to provide for maturity standards applicable to navel oranges for public consumption; to provide standards of navel oranges to be colored.

—and recommends that the same do pass with Committee Amendment as attached thereto.

And the Bill contained in the preceding report, together with the Committee Amendment attached thereto, was placed on the Calendar of Bills on Second Reading.

#### ENGROSSING REPORTS

Your Engrossing Clerk to whom was referred, with Senate Amendment for engrossing—

Committee Substitute for S. B. No. 242—A bill to be entitled An Act to prohibit the intentional allowance of the escape of waste into Peace River and its tributaries; requiring any business or industry to prevent escape of said waste; authorizing certain State agencies to institute suits to enjoin violation of Act; prescribing penalties for violation of this Act and providing the effective date.

—begs leave to report that the Senate Amendment has been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,

ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Engrossing Clerk,  
of the Senate.

And Committee Substitute for Senate Bill No. 242, contained in the above report was ordered certified to the House of Representatives.

Your Engrossing Clerk to whom was referred, with Senate Amendment, for engrossing—

S. B. No. 430—A bill to be entitled An Act for the relief of H. C. Neel, livestock dealer, Greenwood, Florida, for quarantine of cattle and hogs for vesicular eradication, which after test, proved negative.

—begs leave to report that the Senate Amendment has been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,

ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Engrossing Clerk,  
of the Senate.

And Senate Bill No. 430, contained in the above report was ordered certified to the House of Representatives.

Your Engrossing Clerk to whom was referred, with Senate Amendment, for engrossing—

S. B. No. 429—A bill to be entitled An Act for the relief of West Florida live stock auction market, Marianna, Florida, for quarantine of cattle and hogs for vesicular eradication, which after test, proved negative.

—begs leave to report that the Senate Amendment has been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,

ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Engrossing Clerk  
of the Senate.

And Senate Bill No. 429, contained in the above report was ordered certified to the House of Representatives.

Your Engrossing Clerk to whom was referred, with Senate Amendment, for engrossing—

S. B. No. 431—A bill to be entitled An Act for the relief of Tindall-Williams Livestock Auction Market, Graceville, Florida, for quarantine of cattle and hogs for vesicular eradication, which after test, proved negative.

—begs leave to report that the Senate Amendment has been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,

ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Engrossing Clerk  
of the Senate.

And Senate Bill No. 431, contained in the above report was ordered certified to the House of Representatives.

Your Engrossing Clerk to whom was referred, with Senate Amendment, for engrossing.

S. B. No. 437—A bill to be entitled An Act making larceny of a dog a felony and providing a penalty by amending the first Paragraph of Section 811.19, Florida Statutes.

—begs leave to report that the Senate Amendment has been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,

ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Engrossing Clerk  
of the Senate.

And Senate Bill No. 437, contained in the above report was ordered certified to the House of Representatives.

Your Engrossing Clerk to whom was referred, with Senate Amendments, for engrossing—

S. B. No. 37—A bill to be entitled An Act to amend Sections 239.38, 239.41, 239.42, 239.43, and 239.44, and to repeal 239.45, Florida Statutes, relating to scholarship loans in the institutions of higher learning of the State; the qualifications of applicants; value of scholarship loans; procedure for issuance of scholarship loans; and execution of notes by and collection or satisfaction of such notes by certain scholarship holders under certain conditions.

—begs leave to report that the Senate Amendments have been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,

ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Engrossing Clerk  
of the Senate.

And Senate Bill No. 37, contained in the above report was ordered certified to the House of Representatives.

Your Engrossing Clerk to whom was referred, with Senate Amendment, for engrossing—

S. B. No. 466—A bill to be entitled An Act for the relief of Thomas Hollingsworth of Seminole County for injuries inflicted upon his person by an escaped state road camp convict.

—begs leave to report that the Senate Amendment has been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,

ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Engrossing Clerk  
of the Senate.

And Senate Bill No. 466, contained in the above report, was ordered certified to the House of Representatives.

Your Engrossing Clerk to whom was referred, with Senate Amendment, for engrossing—

S. B. No. 144—A bill to be entitled An Act for the relief of Edward Howland; making an appropriation therefor; setting effective date.

—begs leave to report that the Senate Amendment has been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,

ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Engrossing Clerk  
of the Senate.

And Senate Bill No. 144, contained in the above report, was ordered certified to the House of Representatives.

Your Engrossing Clerk to whom was referred, with Senate Amendment, for engrossing—

S. B. No. 238—A bill to be entitled An Act permitting the retirement with pay of members of state boards or commissions who have attained the age of sixty-five years, been members of such board or commission for fifteen consecutive years or more, and have been the presiding officer of such board or commission for fourteen consecutive years or more, where such person has served without salary or other compensation except for expenses for travel, per diem for subsistence and per diem for board meetings.

—begs leave to report that the Senate Amendment has been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,

ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Engrossing Clerk  
of the Senate.

And Senate Bill No. 238, contained in the above report, was ordered certified to the House of Representatives.

Your Engrossing Clerk to whom was referred, with Senate Amendment, for engrossing—

S. B. No. 408—A bill to be entitled An Act relating to motor vehicle licenses; amending Section 320.08, Florida Statutes; providing for a change in license fees rates.

—begs leave to report that the Senate Amendment has been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,

ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Engrossing Clerk  
of the Senate.

And Senate Bill No. 408, contained in the above report, was ordered certified to the House of Representatives.

Your Engrossing Clerk to whom was referred, with Senate Amendment for engrossing—

S. B. No. 265—A bill to be entitled An Act creating the Sanitarians' Registration Board, defining its powers and duties; providing penalties for violation of this Act and providing effective date.

—begs leave to report that the Senate Amendment has been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,

ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Engrossing Clerk  
of the Senate

And Senate Bill No. 265, contained in the above report was ordered certified to the House of Representatives.

Senator Tapper moved that a committee be appointed to escort Honorable Fuller Warren, former Governor of Florida, to the rostrum.

Which was agreed to.

And the President appointed Senators Tapper, Fraser and Connor as the committee which escorted Honorable Fuller Warren to the rostrum where he was received by the Senate standing.

#### INTRODUCTION OF RESOLUTIONS, MEMORIALS, BILLS AND JOINT RESOLUTIONS

By Senators Floyd, Rawls and Stratton—

S. B. No. 645—A bill to be enacted An Act relating to the definition of a dealer in eggs; amending Section 583.01, Florida Statutes; and providing an effective date.

Which was read the first time by title only and referred to the Committee on Public Health.

By Senator Floyd—

S. B. No. 646—A bill to be entitled An Act to amend Chapter 443.03, Florida Statutes 1953, known as the Florida Unemployment Compensation Law, defining employers, by providing that the purchasers of Florida Musical Services rather than the Florida Orchestra Leader shall be considered the employer herein; repealing all laws in conflict herewith; and providing for the effective date of July 1, 1955.

Which was read the first time by title only and referred to the Committee on Labor and Industry.

By Senators Floyd, Melvin, Rawls, Connor, Black, Douglas, Hodges, Johns, Fraser, Johnson and Bronson—

S. B. No. 647—A bill to be entitled An Act amending Sections 208.48, 208.50, 208.51, 208.54, and Sub-sections 208.47(6) and 208.52(6) respectively, Florida Statutes, 1953, relating to the refund of tax paid on motor fuels when used solely for agricultural purposes and commercial fishing purposes as defined herein: to provide the method of making such refunds: to provide certain rules and regulations for carrying out this Act: prescribing the powers and duties of the comptroller: providing appropriations for carrying out this Act: providing penalties for the violations: and providing an effective date of this Act.

Which was read the first time by title only and referred to the Committee on Finance and Taxation.

By Senator Floyd—

Senate Joint Resolution No. 648:

A JOINT RESOLUTION PROPOSING THE ESTAB-

ESTABLISHMENT OF AN INTERIM COMMITTEE COMPOSED OF MEMBERS OF THE FLORIDA LEGISLATURE AND MEMBERS OF THE FLORIDA POULTRY INDUSTRY TO SURVEY POTENTIALITIES, INSURE COOPERATION AND ASSISTANCE OF STATE AGENCIES, PRESENT FACILITIES AND NEEDS OF THE POULTRY PRODUCING INDUSTRY OF FLORIDA.

WHEREAS, the poultry industry of Florida possesses wonderful potentialities for progress, expansion and growth and should in the course of its natural development become one of the leading industries, if not the leading industry, of Florida because of the great consumer demand for eggs and poultry products which at this time is only being partially supplied by Florida's own productions, as these figures taken from the official Florida Department of Agriculture's records will show: Consumption of dressed poultry during the fiscal year July 1, 1953-June 30, 1954, amounted to 89,792,000 pounds, of which Florida produced only 25,432,000 pounds, which is approximately 28% of the total consumption. The total egg consumption for the same period was 2,025,000 cases (30 dozen), of which Florida produced 894,000 cases, which is approximately 44% of the total consumption, and

WHEREAS, Florida, because of its geographical location and other reasons, is conducive to the successful production of eggs and poultry products, and

WHEREAS, the poultry industry has never been given the due emphasis and consideration, and

WHEREAS, Florida is far behind the other States of the United States in facilities necessary to the promotion, expansion and prosperity of the poultry industry, NOW, THEREFORE,

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

Section 1. That an interim committee be appointed to serve for two years, such committee to consist of twelve members, six members to be selected from the Florida Legislature and six members to be selected from the Florida poultry producing industry itself. The appointment of these members to be vested in the President of the Florida Senate who shall appoint three members from that body and three who are poultry producers, and the Speaker of the House who shall appoint three members from the House and three members who are poultry producers.

Section 2. That this interim committee is charged with investigating and reporting on the Florida poultry possibilities and potentialities.

Section 3. That this committee shall further investigate and report on the facilities now available in research, disease diagnosis and control, marketing and marketing control and this interim committee shall be further charged with the responsibility of acquiring knowledge pertaining to the methods and facilities utilized and offered by other States for the benefit of their poultry producing industries.

Section 4. That the Florida Department of Agriculture, Florida Livestock Board, University of Florida, Florida State University, and all other State agencies, are hereby authorized and directed to cooperate with this Committee in every way possible to aid and further the work of this Committee in supplying information, data and other assistance when requested by this Committee.

Section 5. That this interim committee as a whole shall make a comprehensive report of their survey, including their recommendations, to the Governor of the State of Florida, to the Florida Legislature, and to the Commissioner of Agriculture of the State of Florida on or before January 1, 1957.

Which was read the first time in full and referred to the Committee on Public Health.

By Senator Carlton—

S. B. No. 649—A bill to be entitled An Act to amend Section 79 of the Florida Citrus Code, Chapter 25149, General Laws of Florida, 1949, (Section 601.79, Florida Statutes of 1951) authorizing the Florida Citrus Commission to issue special permits for experimental purposes and make regulations for

the addition of coloring matter to not to exceed 100,000 standard packed boxes of Temple oranges annually, through July 31st, 1957, and making Sections 80, 82, 83, and 84 of said Florida Citrus Code, Chapter 25149, General Laws of Florida, 1949, (Section 601.80, 601.82, 601.83, and 601.84, Florida Statutes, 1951) applicable to Temple oranges to which coloring matter has been added.

Which was read the first time by title only and referred to the Committee on Citrus Fruits.

By Senators Getzen, Baker, Connor, Morgan, Kickliter, Neblett, Rodgers, Houghton, Edwards, Barber, Beall, Hodges, Fraser, Floyd, Black and Johnson—

S. B. No. 650—A bill to be entitled An Act relating to the salary of judges of the circuit courts of Florida.

Which was read the first time by title only and referred to the Committee on Appropriations.

By Senator Neblett—

S. B. No. 651—A bill to be entitled An Act relating to lobster fishing in counties having a population of not less than twenty-nine thousand (29,000) and not more than thirty-three thousand (33,000) according to the last official census; providing for the number of traps, drums, cans, and similar devices; providing for registration of the number on each trap or device.

Which was read the first time by title only and referred to the Committee on Game and Fisheries.

By Senator Davis—

Senator Joint Resolution No. 652:

A JOINT RESOLUTION PROPOSING THE AMENDMENT OF SECTION 5 OF ARTICLE V OF THE CONSTITUTION OF FLORIDA, AND THE ADDITION TO ARTICLE V OF AN ADDITIONAL SECTION TO BE NUMBERED BY THE SECRETARY OF STATE; RELATING TO THE JUDICIAL DEPARTMENT; JURISDICTION OF THE SUPREME COURT; CREATING AN INTERMEDIATE COURT OF APPEALS AND PROVIDING FOR ITS JURISDICTION AND POWERS.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

That the following amendments to Article V of the Constitution of the State of Florida relative to the judicial department, jurisdiction of the supreme court, creation of an intermediate court of appeals and providing for its jurisdiction and powers, by amending section 5 of Article V and adding an additional section to be numbered by the secretary of state, be and the same are hereby agreed to and shall be submitted to the electors of the state of Florida for ratification or rejection at the next general election to be held in 1956, or at such prior time as may otherwise be provided by law, as follows:

Section 5. Jurisdiction of supreme court.—The supreme court shall have appellate jurisdiction in all cases at law and in equity originating in circuit courts, and of appeals from the circuit courts in cases arising before judges of the county courts in matters pertaining to their probate jurisdiction and in the management of the estates of infants, and in cases of conviction of felony in the criminal courts, and in all criminal cases originating in the circuit courts except as otherwise provided in this constitution. The court shall have the power to issue writs of mandamus, certiorari, prohibition, quo warranto, habeas corpus, and also all writs necessary or proper to the complete exercise of its jurisdiction. Each of the justices shall have power to issue writs of habeas corpus to any part of the state upon petition by or on behalf of any person held in actual custody, and may make such writs returnable before himself or the supreme court, or any justice thereof, or before the intermediate court of appeals or any judge thereof or before any circuit judge.

Section—(To be numbered by secretary of state).

(1) An intermediate court of appeals is hereby created in this state with headquarters in Tallahassee, with nine (9) judges including the chief justice. One judge shall be nominated and elected from each congressional district as presently constituted. The chief justice shall be appointed by order of the supreme court.

(2) Any three (3) judges of said intermediate court of appeals, as a division may hold court in any county in Florida. A unanimous judgment of any division concurred in by the chief justice shall be the judgment of the court provided that in case the chief justice is a member of the division rendering a unanimous judgment it must be concurred in by any two (2) other judges of the court to become the judgment of the court. If there is a dissent to the proposed judgment of a division by a member thereof or the chief justice it shall require the consideration of the remainder of the court.

(3) Any judge of this court shall be subject to call by the supreme court as a substitute judge thereof; and the supreme court may designate circuit judges to sit on this court as a substitute judge, in which case they shall exercise and possess all the powers of a judge of the court on which they are sitting.

(4) The terms of this court shall be for the year in which the court is acting.

(5) Appeals from all courts in all criminal cases except capital cases heretofore appealable to the supreme court shall hereafter be appealable only to this court. Appeals from all courts in all cases involving domestic relations heretofore appealable to the supreme court shall hereafter be appealable only to this court. Review of all rulings and orders of all boards, bureaus and commissions heretofore made by the supreme court shall hereafter be made only by this court by way of appeal to this court or writ of certiorari as the case may be. Provided however that any case hereby required to be appealed to or that may be reviewed by this court instead of the supreme court as heretofore may be taken direct to the supreme court in the first instance if the lower court has entered a final judgment or decree therein passing directly upon the validity of a state statute or a federal statute or treaty or construing a controlling provision of the Florida or federal Constitution.

(6) Appeals from this court may be taken to the supreme court as a matter of right only from decisions initially passing upon the validity of a state statute, a federal statute or treaty, or initially construing a controlling provision of the Florida or federal Constitution. The supreme court may review by certiorari any decision of this court that affects a class of constitutional or state officers, or that passes upon a question certified by this court to be of great public interest or which is in direct conflict with a decision of another division of this court or the supreme court on the same point of law.

(7) The supreme court shall provide for expeditious and inexpensive procedure in appeals to the intermediate court of appeals and may provide for review of interlocutory orders or decrees in chancery matters not directly reviewable by the supreme court.

(8) The intermediate court of appeals or any judge thereof may issue writs of habeas corpus returnable before that court or any division thereof or any judge thereof or before any circuit judge. The intermediate court of appeals may issue writs of mandamus, certiorari, prohibition and quo warranto, and also all writs necessary or proper to the complete exercise of its jurisdiction.

(9) The intermediate court of appeals may appoint a resident clerk at Tallahassee and such deputy clerks as may be necessary to travel with the court. The sheriff of the county where the court is in session or his duly designated deputy shall be executive officer of the court.

(10) The governor shall appoint the first elective members of this court by appointing one from each congressional district, who shall serve until the first Tuesday after the first Monday in January after the date of election of their successors.

First election of the members of the court shall be at the first primary and general elections held after the adoption of this joint resolution, at which time the judges elected from the first (1st), second (2nd) and fourth (4th) congressional districts shall be elected for six (6) year terms, judges elected from the fifth (5th) and seventh (7th) congressional districts shall be elected for four (4) year terms and judges elected from the third (3rd), sixth (6th) and eighth (8th) congressional districts shall be elected for two (2) year terms. At all subsequent elections judges shall be elected for six (6) year terms. All judges elected shall take office on the first (1st) Tuesday after the first (1st) Monday in January sub-

sequent to their election. The chief justice shall be appointed by the supreme court for four (4) year terms beginning with the date of appointment.

(11) No member of the legislature passing this resolution shall be ineligible to appointment or election to this court solely by reason of having so served.

Which was read the first time in full and referred to the Committee on Constitutional Amendments.

By Senator Black—

S. B. No. 653—A bill to be entitled An Act declaring, designating and establishing a certain State Road in Hamilton County, Florida.

Which was read the first time by title only.

Senator Black moved that the rules be waived and Senate Bill No. 653 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 653 was read the second time by title only.

Senator Black moved that the rules be further waived and Senate Bill No. 653 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 653 was read the third time in full.

Upon the passage of Senate Bill No. 653 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So Senate Bill No. 653 passed, title as stated, and the action the Senate was ordered certified to the House of Representatives.

By Senator Pope—

S. B. No. 654—A bill to be entitled An Act declaring the establishment and maintenance of garbage, refuse, rubbish and trash dumps to be a county purpose; empowering the Board of County Commissioners of St. Johns County to license and locate and purchase, rent, lease, or otherwise acquire real estate and to use real estate now or hereafter owned by St. Johns County for the purpose of locating and establishing such dumps; authorizing the regulation and maintenance of same; and making it unlawful to dump garbage, refuse, rubbish and trash in St. Johns County except in such dumps licensed and located and established and maintained by or under the supervision of the Board of County Commissioners of St. Johns County; and prescribing a penalty for the violation thereof.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 654 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Pope moved that the rules be waived and Senate Bill No. 654 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 654 was read the second time by title only.

Senator Pope moved that the rules be further waived and

Senate Bill No. 654 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 654 was read the third time in full.

Upon the passage of Senate Bill No. 654 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So Senate Bill No. 654 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Morgan—

S. B. No. 655—A bill to be entitled An Act relating to excise taxes on documents; amending Chapter 201, Florida Statutes, by adding thereto Section 201.21, providing that promissory notes, non-negotiable notes and other written obligations to pay money bearing date subsequent to July 1, 1955, shall, under certain conditions, be exempt from the excise taxes imposed by said Chapter 201, Florida Statutes; repealing all laws and parts of laws in conflict with this Act; and providing the effective date of this Act.

Which was read the first time by title only and referred to the Committee on Finance and Taxation.

By Senator Stratton—

S. B. No. 656—A bill to be entitled An Act relating to expenses for official travel and clerical expenses of county officers in counties having a population of not less than twelve thousand (12,000) and not more than thirteen thousand (13,000) according to the latest official census; providing that county commissioners are authorized to pay for travel, clerical and administrative expenses of county officers.

Which was read the first time by title only.

Senator Stratton moved that the rules be waived and Senate Bill No. 656 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 656 was read the second time by title only.

Senator Stratton moved that the rules be further waived and Senate Bill No. 656 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 656 was read the third time in full.

Upon the passage of Senate Bill No. 656 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So Senate Bill No. 656 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Rodgers—

Senate Concurrent Resolution No. 657:

A CONCURRENT RESOLUTION GIVING LEGISLATIVE APPROVAL TO THE ADMISSION OF THE STATES OF DELAWARE AND WEST VIRGINIA INTO THE SOUTHERN REGIONAL EDUCATION COMPACT ENTERED INTO BY THE STATE OF FLORIDA AND OTHER SOUTHERN STATES; TO DECLARE THAT, UPON RATIFICATION OF THE COMPACT BY THE LEGISLATURE AND APPROVAL BY THE GOVERNOR OF DELAWARE AND/OR WEST VIRGINIA, AND APPROVAL BY THE LEGISLATURE AND BY THE GOVERNORS OF THE OTHER STATES PARTY TO THE COMPACT, THE STATES OF DELAWARE AND/OR WEST VIRGINIA BECOME PARTY TO SAID COMPACT.

WHEREAS, By action of the Legislature and approval of the Governor, the State of Florida became party to the Southern Regional Education Compact with the States of Alabama, Arkansas, Georgia, Kentucky, Louisiana, Maryland, Mississippi, North Carolina, Oklahoma, South Carolina, Tennessee, Texas and Virginia on May 4, 1949, and

WHEREAS, The States of Delaware and West Virginia have indicated their interest in becoming party to the said Compact,

NOW, THEREFORE,

BE IT RESOLVED BY THE SENATE OF THE STATE OF FLORIDA, THE HOUSE OF REPRESENTATIVES CONCURRING:

That the admission of the States of Delaware and West Virginia be approved and that the States of Delaware and/or West Virginia become party to the Compact upon approval of their respective Legislatures and their respective governors and upon approval of their admission by the other States party to the Compact.

BE IT FURTHER RESOLVED That upon approval of this Resolution the Governor sign an engrossed copy of this Resolution for submission to the Southern Regional Education Board.

Which was read the first time in full and referred to the Committee on Education.

By Senator Cabot—

S. B. No. 658—A bill to be entitled An Act relating to the supervision, custody and control of voting machines owned by Broward County.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 658 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Cabot moved that the rules be waived and Senate Bill No. 658 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 658 was read the second time by title only.

Senator Cabot moved that the rules be further waived and Senate Bill No. 658 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 658 was read the third time in full.

Upon the passage of Senate Bill No. 658 the roll was called and the vote was:

Yeas—38.



Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So Senate Bill No. 658 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Cabot—

S. B. No. 659—A bill to be entitled An Act providing for further and additional salary to be paid by Broward County, Florida to each circuit judge who is a resident of such county and making the same a county purpose.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 659 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Cabot moved that the rules be waived and Senate Bill No. 659 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 659 was read the second time by title only.

Senator Cabot moved that the rules be further waived and Senate Bill No. 659 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 659 was read the third time in full.

Upon the passage of Senate Bill No. 659 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So Senate Bill No. 659 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Cabot—

S. B. No. 660—A bill to be entitled An Act amending Section 7 of Chapter 27434, Laws of Florida, Acts of 1951, relating to garbage collection and disposal services in Broward County, by empowering the Board of County Commissioners to grant franchises for such services and providing a penalty.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 660 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Cabot moved that the rules be waived and Senate Bill No. 660 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 660 was read the second time by title only.

Senator Cabot moved that the rules be further waived and Senate Bill No. 660 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 660 was read the third time in full.

Upon the passage of Senate Bill No. 660 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So Senate Bill No. 660 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Cabot—

S. B. No. 661—A bill to be entitled An Act authorizing the Board of County Commissioners of Broward County to convey certain real property owned by Broward County to Fort Lauderdale Junior Chamber of Commerce.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 661 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Cabot moved that the rules be waived and Senate Bill No. 661 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 661 was read the second time by title only.

Senator Cabot moved that the rules be further waived and Senate Bill No. 661 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 661 was read the third time in full.

Upon the passage of Senate Bill No. 661 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So Senate Bill No. 661 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Cabot—

S. B. No. 662—A bill to be entitled An Act relating to the charging, collecting and expenditure of fees by the Broward County Health Department for health certificates and copies of birth and death certificates.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 662 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Cabot moved that the rules be waived and Senate Bill No. 662 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 662 was read the second time by title only.

Senator Cabot moved that the rules be further waived and Senate Bill No. 662 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 662 was read the third time in full.

Upon the passage of Senate Bill No. 662 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So Senate Bill No. 662 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Cabot—

S. B. No. 663—A bill to be entitled An Act authorizing and fixing a monthly travel expense allowance for each county commissioner of Broward County for travel within the county.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 663 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Cabot moved that the rules be waived and Senate Bill No. 663 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 663 was read the second time by title only.

Senator Cabot moved that the rules be further waived and Senate Bill No. 663 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 663 was read the third time in full.

Upon the passage of Senate Bill No. 663 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So Senate Bill No. 663 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Cabot—

S. B. No. 664—A bill to be entitled An Act regulating the hauling, carrying or transporting of garbage, debris or trash upon the public streets, roads or highways in Broward County, Florida, and making it a misdemeanor to haul, carry or transport garbage, debris or trash in such manner as to allow the same to fall, scatter or be blown upon said public streets, roads or highways.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 664 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Cabot moved that the rules be waived and Senate Bill No. 664 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 664 was read the second time by title only.

Senator Cabot moved that the rules be further waived and Senate Bill No. 664 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 664 was read the third time in full.

Upon the passage of Senate Bill No. 664 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So Senate Bill No. 664 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Cabot—

S. B. No. 665—A bill to be entitled An Act relating to the payment by Broward County of retirement compensation to retired circuit judges who reside in Broward County; fixing the amount of such compensation and prescribing the method of payment and the requirements necessary for the payment of such compensation to any such judge.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 665 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Cabot moved that the rules be waived and Senate Bill No. 665 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 665 was read the second time by title only.

Senator Cabot moved that the rules be further waived and Senate Bill No. 665 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 665 was read the third time in full.



Upon the passage of Senate Bill No. 665 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So Senate Bill No. 665 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Cabot—

S. B. No. 666—A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Broward County to create an economic development fund; to budget therefor annually not to exceed ten thousand dollars, and to levy a tax therefor.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 666 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Cabot moved that the rules be waived and Senate Bill No. 666 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 666 was read the second time by title only.

Senator Cabot moved that the rules be further waived and Senate Bill No. 666 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 666 was read the third time in full.

Upon the passage of Senate Bill No. 666 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So Senate Bill No. 666 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Cabot—

S. B. No. 667—A bill to be entitled An Act relating to obligations which may be incurred by County Boards of Public Instruction; amending Section 237.27, Florida Statutes, limiting the time in which such obligations must be retired to one year, and providing that such obligations may be extended from year to year for a period not to exceed four years.

Which was read the first time by title only and referred to the Committee on Education.

By Senator Cabot—

S. B. No. 668—A bill to be entitled An Act amending Section 7 of Chapter 25066, Laws of Florida, Acts of 1949, relating to a court reporter for the Criminal Court of Record in Broward County, by providing for the appointment of a deputy court reporter.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 668 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, at required by Section 21, Article III of the Constitution of the State of Florida.

Senator Cabot moved that the rules be waived and Senate Bill No. 668 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 668 was read the second time by title only.

Senator Cabot moved that the rules be further waived and Senate Bill No. 668 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 668 was read the third time in full.

Upon the passage of Senate Bill No. 668 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So Senate Bill No. 668 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Cabot—

S. B. No. 669—A bill to be entitled An Act relating to the payment by Broward County of travel expenses of Broward County members of the State Legislature incurred in their official capacity and repealing Chapter 28943, Laws of Florida, Acts of 1953.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 669 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Cabot moved that the rules be waived and Senate Bill No. 669 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 669 was read the second time by title only.

Senator Cabot moved that the rules be further waived and Senate Bill No. 669 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 669 was read the third time in full.

Upon the passage of Senate Bill No. 669 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So Senate Bill No. 669 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Cabot—

S. B. No. 670—A bill to be entitled An Act authorizing the Board of County Commissioners of Broward County to convey certain real property owned by Broward County to South Florida Council, Boy Scouts of America.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 670 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Cabot moved that the rules be waived and Senate Bill No. 670 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 670 was read the second time by title only.

Senator Cabot moved that the rules be further waived and Senate Bill No. 670 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 670 was read the third time in full.

Upon the passage of Senate Bill No. 670 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So Senate Bill No. 670 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Cabot—

S. B. No. 671—A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Broward County to include in the general fund of its annual budget not to exceed five thousand dollars and to contribute and grant such funds to the Broward Mental Hygiene Clinic, a non-profit corporation of Florida, or any other non-profit corporation serving the public in general and having as its purpose the counselling with and treatment of mentally disturbed adults and children in Broward County.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 671 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Cabot moved that the rules be waived and Senate Bill No. 671 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 671 was read the second time by title only.

Senator Cabot moved that the rules be further waived and Senate Bill No. 671 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 671 was read the third time in full.

Upon the passage of Senate Bill No. 671 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So Senate Bill No. 671 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Cabot—

S. B. No. 672—A bill to be entitled An Act relating to the crime of conspiracy; amending Subsection Four (4) of Section 833.01 Florida Statutes, providing that to cheat and defraud any person of any money or property by any means that are in themselves criminal, or to obtain money or property by false pretense or false promises with fraudulent intent not to perform such promises shall be guilty of conspiracy; providing for an effective date.

Which was read the first time by title only and referred to the Committee on Judiciary "B."

By Senator Rawls—

S. B. No. 673—A bill to be entitled An Act to authorize Rufus Heath upon contributing the full amount he would have been required to contribute to the state officers and employees retirement system to receive credit for prior service to the state or county under such retirement system.

Which was read the first time by title only and referred to the Committee on Pensions and Claims.

By Senator Rawls—

S. B. No. 674—A bill to be entitled An Act amending Section 121.02 by adding Sub-section 6 to provide service credit for former school teachers and a limitation thereon.

Which was read the first time by title only and referred to the Committee on Education.

By Senators Gautier (13th) and Johns—

S. B. No. 675—A bill to be entitled An Act amending Chapter 23645, Laws of Florida, 1947, by adding a new section thereto providing an allowance for subsistence for any justice of the Supreme Court of Florida retired upon compensation less than the salary paid to an active member of the Supreme Court, under certain circumstances and conditions.

Which was read the first time by title only and referred to the Committee on Pensions and Claims.

By Senators Gautier (13th) and Johns—

S. B. No. 676—A bill to be entitled An Act pertaining to the Supreme Court of Florida; amending Chapter 25, Florida Statutes; increasing retirement contribution required of a justice electing to take advantage of benefits to his

widow; providing such benefits; providing a fixed retirement compensation which may be accepted by a supreme court justice in lieu of the variable retirement compensation now provided by law; providing a formula for determination of such fixed retirement compensation.

Which was read the first time by title only and referred to the Committee on Pensions and Claims.

By Senator Gautier (13th)—

S. B. No. 677—A bill to be entitled An Act amending Section 3 of Chapter 26037, Laws of Florida 1949, being An Act creating, confirming and continuing the Town of Miami Springs, a municipal corporation in Dade County, Florida.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 677 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 677 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 677 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 677 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 677 was read the third time in full.

Upon the passage of Senate Bill No. 677 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So Senate Bill No. 677 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Pope—

S. B. No. 678—A bill to be entitled An Act relating to the duties of the hotel and restaurant commissioner, to hotels, apartment houses, motor courts, rooming houses, and restaurants; providing for the establishment of a staggered system of annual license renewals; providing for the amount of license fees to be paid by such establishments; providing penalties for failure to renew licenses on renewal dates; particularly amending Sections 511.03, 511.06, 511.07, 511.08, and repealing, as obsolete, Section 511.091, Florida Statutes.

Which was read the first time by title only and referred to the Committee on Public Health and the Committee on Finance and Taxation, in the order named.

By Senator Pope—

S. B. No. 679—A bill to be entitled An Act amending and repealing certain sections of Chapters 509, 510, and 511, Florida Statutes, 1953, relating to the hotel and restaurant commission; hotels, motor courts, apartment houses, and rooming houses, providing for the duties of the advisory council; defining and requiring the licensing of public lodging establishments and public food service establishments; requiring counties and municipalities to withhold occupational licenses requested by new applicants therefor until,

if required to do so, they have been licensed by the hotel and restaurant commission; requiring locks on certain doors of rooms in public lodging establishments; requiring semi-annual inspections by the hotel and restaurant commissioner; providing penalties for violations of laws, rules, or regulations; particularly amending Sections 509.052, 510.05, 511.01, 509.03, 511.02, 511.04, 511.11, 511.12, Florida Statutes, 1953, and repealing Sections 510.01, 511.31, and 511.41, Florida Statutes, 1953, as being unnecessary or obsolete.

Which was read the first time by title only and referred to the Committee on Public Health and the Committee on Finance and Taxation, in the order named.

By Senator Carraway—

Senate Joint Resolution No. 680:

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO ARTICLE V OF THE CONSTITUTION OF THE STATE OF FLORIDA BY ADDING THERETO AN ADDITIONAL SECTION TO BE NUMBERED BY THE SECRETARY OF STATE, PROVIDING FOR AN ADDITIONAL CIRCUIT JUDGE FOR THE SECOND JUDICIAL CIRCUIT EMBRACING THE STATE CAPITAL TO ASSIST IN THE DISPOSITION OF A LARGE VOLUME OF LITIGATION INVOLVING THE STATE, OR OFFICERS THEREOF, THEIR POWERS AND DUTIES, AND FURTHER PROVIDING FOR THE APPOINTMENT BY THE GOVERNOR AND CONFIRMATION BY THE SENATE OF THE FIRST SUCH CIRCUIT JUDGE, AND HIS ELECTION THEREAFTER.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

That the following amendment to article V of the Constitution of the state, by adding thereto an additional section to be numbered by the secretary of state, is agreed to and shall be submitted to the electors of the state for approval or rejection at the next general election to be held in November of the year 1956, as follows:

Section 1. There shall always be an additional circuit judge for the second judicial circuit, embracing the state capital, in addition to the other judges authorized by this constitution, to assist in the disposition of a large volume of litigation involving the state, or officers thereof, who shall be appointed by the governor and confirmed by the senate to serve until the first Tuesday after the first Monday in January 1959. His successor shall be elected in the manner provided by law. Such circuit judge shall have the same power, jurisdiction and salary as the other judges of said circuit.

Which was read the first time in full and referred to the Committee on Constitutional Amendments.

By Senators Johnson and Bronson—

S. B. No. 681—A bill to be entitled An Act amending Section 585.16, Florida Statutes, 1953, relating to power of the Florida Livestock Board in connection with certain diseases; providing for inspection, quarantine, confiscation of animals, and authorizing rules and regulations; and amending Section 585.34, Florida Statutes, 1953, by repealing Subsections 20, 21 and 22 and substituting therefor new subsections numbered 20 and 21 relating to meat inspection, inspection fees and penalties for violation, and repealing all laws in conflict therewith; providing for an effective date.

Which was read the first time by title only and referred to the Committee on Agriculture.

By Senator Bronson—

S. B. No. 682—A bill to be entitled An Act to appropriate to Florida Livestock Board the sum of \$20,000 for study and research designed to control the screw worm; providing effective date.

Which was read the first time by title only and referred to the Committee on Appropriations.

By Senator Morrow—

S. B. No. 683—A bill to be entitled An Act to define air boats; air boat operators; to provide for the safety of air boats; to provide for registration of air boats; to provide for licensing of air boat operators; to define certain words and their meanings; to provide for the operation of air boats

within the State of Florida; to provide for identification of air boats; to provide for inspection of air boats; to provide for enforcement; to provide penalty; to repeal conflicting laws; to provide that the provisions hereof shall be severable, and to prescribe the effective date.

Which was read the first time by title only and referred to the Committee on Judiciary "B" and the Committee on Game and Fisheries, in the order named.

By Senator Stratton—

S. B. No. 684—A bill to be entitled An Act creating and chartering a municipal corporation in Nassau County, Florida, to be known as the City of Boulougne; defining its territorial boundaries; and providing for its government, jurisdiction, powers, franchises and privileges.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 684 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Stratton moved that the rules be waived and Senate Bill No. 684 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 684 was read the second time by title only.

Senator Stratton moved that the rules be further waived and Senate Bill No. 684 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 684 was read the third time in full.

Upon the passage of Senate Bill No. 684 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So Senate Bill No. 684 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Johns—

S. B. No. 685—A bill to be entitled An Act providing that female employees shall be compensated at an equal rate with male employees working the same establishment at the same classification of work; allowing for variation in compensation under certain circumstances; providing a limitation for actions arising under the Act; placing the burden of proof of violation upon the claimant; providing that this Act shall not apply to employees in domestic or agricultural service; providing a penalty therefor; and providing an effective date clause.

Which was read the first time by title only and referred to the Committee on Labor and Industry.

By Senator Tapper—

S. B. No. 686—A bill to be entitled An Act placing all welcome stations under the supervision, jurisdiction and control of the Florida State Advertising Commission; providing for their maintenance; providing effective date.

Which was read the first time by title only and referred to the Committee on Publicity and Advertising.

By Senator Pope—

S. B. No. 687—A bill to be entitled An Act amending Section 511.45, Florida Statutes, relating to the advertising of rates charged by hotels, motor courts, apartment houses, and rooming houses; prescribing the information to be included in such advertisements; prohibiting the publication of misleading advertisements; requiring the posting of current rates in each room or apartment; requiring that a current file of such rates be kept by the Hotel and Restaurant Commissioner; and providing penalties for violation of any provision of the Act.

Which was read the first time by title only and referred to the Committee on Public Health.

By Senator Pope—

S. B. No. 688—A bill to be entitled An Act amending Section 511.05, Florida Statutes, relating to the suspension of licenses issued by the Hotel and Restaurant Commissioner and authorizing the commissioner to impose fines against licensees in lieu of suspension or revocation of licenses.

Which was read the first time by title only and referred to the Committee on Public Health.

By Senator Pope—

S. B. No. 689—A bill to be entitled An Act relating to the plumbing, lighting, heating, cooling and ventilation of public lodging and public food service establishments, including hotels, motor courts, apartment houses, rooming houses, restaurants and other eating places; prescribing the requirements as to windows and screening; particularly amending Sections 511.13, 511.14, and 511.33, Florida Statutes, and repealing, as unnecessary or obsolete, Sections 511.35, and 511.36, Florida Statutes.

Which was read the first time by title only and referred to the Committee on Public Health.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 520 be recalled from the Committee on Corporations.

Which was agreed to by a two-thirds vote and it was so ordered.

By unanimous consent Senator Gautier (13th) withdrew Senate Bill No. 520 from the further consideration of the Senate.

Senator Morgan moved that the rules be waived and Senate Joint Resolution No. 642, which previously had been referred to the Committee on Constitutional Amendments and the Committee on Cities and Towns, in the order named, be referred only to the Committee on Constitutional Amendments.

Which was agreed to by a two-thirds vote and it was so ordered.

#### MESSAGES FROM THE GOVERNOR

The following Communications from the Governor were received:

STATE OF FLORIDA  
EXECUTIVE DEPARTMENT  
TALLAHASSEE  
May 3, 1955

*The Honorable W. T. Davis*  
President of the Senate  
State Capitol

Sir:

I have the honor to inform you that I have today filed in the Office of the Secretary of State the following Acts, which originated in your Honorable Body, Regular Session 1955, same having remained in my office for the full Constitutional period of five days, and will become laws without my approval:

S. B. NO. 19 RELATING TO ST. AUGUSTINE

S. B. NO. 76 RELATING TO INSURANCE

S. B. NO. 147 RELATING TO THIRD JUDICIAL CIRCUIT COURT

- S. B. NO. 244 RELATING TO DAVENPORT
- S. B. NO. 259 RELATING TO WEST MIAMI
- S. B. NO. 260 RELATING TO PUBLIC DEFENDER
- S. B. NO. 261 RELATING TO MIAMI
- S. B. NO. 278 RELATING TO PENSACOLA
- S. B. NO. 279 RELATING TO PENSACOLA
- S. B. NO. 280 RELATING TO PENSACOLA
- S. B. NO. 298 RELATING TO MOTOR VEHICLE APPLICATIONS
- S. B. NO. 330 RELATING TO CITRUS COUNTY
- S. B. NO. 340 RELATING TO LAW LIBRARIES
- S. B. NO. 368 RELATING TO COUNTY COMMISSIONERS
- S. B. NO. 354 RELATING TO TREASURE ISLAND
- S. B. NO. 379 RELATING TO CIRCUIT JUDGE
- S. B. NO. 395 RELATING TO PENSACOLA

Respectfully,

LeROY COLLINS  
Governor

STATE OF FLORIDA  
EXECUTIVE DEPARTMENT

TALLAHASSEE

May 4, 1955

*The Honorable W. T. Davis*  
*President of the Senate*  
*State Capitol*  
*Tallahassee, Florida*

Sir:

I have the honor to inform you that today I have approved the following Act, which originated in your Honorable Body, Regular Session, 1955, and have caused the same to be filed in the Office of the Secretary of State:

- S. B. NO. 326 RELATING TO FOREST FIRES COMPACT

Respectfully,

LeROY COLLINS  
Governor

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 4, 1955.

*The Honorable W. T. Davis,*  
*President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By the Committee on Forestry and Parks—

S. B. No. 326—A bill to be entitled An Act providing that the State of Florida may enter into a compact with any one or more of the states of Alabama, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee, Virginia, and West Virginia, to promote effective prevention and control of forest fires in the southeastern region of the United States; providing for members from the State of Florida to an advisory committee to administer said compact; and providing for the carrying out of said compact.

Also—

By Senator Floyd—

S. B. No. 79—A bill to be entitled An Act to protect the

interest of the public with respect to insurance adjusters; to regulate the conduct of insurance adjusters; to provide for the examination and licensing of insurance adjusters; to define certain terms used herein; to provide penalties for violating the provisions of this Act; providing for the repeal of Chapter 636, Florida Statutes 1953: repealing all other laws in conflict herewith; and providing for the effective date of this Act.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Senate Bills Nos. 326 and 79, contained in the above message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 3, 1955.

*The Honorable W. T. Davis,*  
*President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Senator Connor—

S. B. No. 568—A bill to be entitled An Act providing for a prosecuting attorney for Citrus County, Florida; providing for his compensation; and repealing Chapter 28803, Laws of Florida, Acts of 1953.

Proof of publication attached.

Also—

By Senator Stratton—

S. B. No. 577—A bill to be entitled An Act to validate all proceedings heretofore taken and had by the Board of County Commissioners of Nassau County, Florida, the State Board of Administration, and the State Road Department, relating to the issuance of \$2,000,000.00 general obligation and revenue bonds of said county dated August 1, 1954; validating the combined pledge of the full faith, credit and taxing power of said county and the pledge of a portion of the 80% surplus gasoline tax funds allocated to Nassau County, Florida, for the payment of said bonds; validating the lease purchase agreement between the State Road Department of Florida and Nassau County, Florida, dated October 21, 1954, and validating the freeholder election held in said county on May 4, 1954, to which the issuance of the above bonds were approved.

Proof of publication attached.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Senate Bills Nos. 568 and 577, contained in the above message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 3, 1955.

*The Honorable W. T. Davis,*  
*President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has receded from its amendment to—

By Senator Cabot—

S. B. No. 414—A bill to be entitled An Act to abolish justice districts in Broward County, Florida, and providing for a referendum.

Which amendment reads as follows—

Strike out everything after the enacting clause and insert the following in lieu thereof:

"Section 1. All existing justice districts in Broward County, Florida, (in which this Act is approved as provided in Section 2 hereof) are hereby abolished as of the first Tuesday after the first Monday in January, 1957.

Section 2. The question of whether or not this Act shall take effect to abolish justice districts shall be submitted to the people of Broward County, Florida, by referendum at the next ensuing general election. The votes on this question shall be computed separately for each justice district. Each existing justice district, in which this Act shall be approved by a majority of the qualified electors of said district voting on the question, shall stand abolished as provided in Section 1 hereof. All other justice districts shall continue to exist undisturbed.

The question to be submitted shall be as follows:

"Shall Justice Districts be abolished?" Yes ☐ No ☐

Section 3. All laws and parts of laws in conflict herewith are hereby repealed."

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bill No. 414, contained in the above message, was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Senator Stenstrom presiding.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 3, 1955.

*The Honorable W. T. Davis,  
President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has adopted—

By Senators Morgan, Davis, Shands, King, Pope, Pearce and Getzen—

Senate Concurrent Resolution No. 626:

**A CONCURRENT RESOLUTION DEPLORING THE DEATH  
OF CHIEF JUSTICE JOHN E. MATHEWS.**

WHEREAS, In the sudden passing of our honored and esteemed Chief Justice of the State Supreme Court, the people of the State have suffered an irreparable loss, and

WHEREAS, To his host of friends here, in Jacksonville, over the State and the country, the unexpected death of Chief Justice Mathews comes as a shock, leaving a void in the councils of the State and the hearts of his friends and neighbors, which cannot be filled, and

WHEREAS, It is the desire of this Legislature to extend our sympathies to Mrs. Mathews and his family, NOW,  
THEREFORE,

**BE IT RESOLVED BY THE LEGISLATURE OF THE STATE  
OF FLORIDA:**

That the President of the Senate and the Speaker of the House do appoint a committee of his closest friends in the Legislature who shall accompany the earthly remains of Chief Justice John E. Mathews on his last journey to Jacksonville, and who shall represent this body at the funeral services in Jacksonville in his honor.

And pursuant thereto the Speaker of the House of Representatives has appointed Messrs. Maness, Westberry and Mahon of Duval, Cook of Flagler and Beasley of Walton as the Committee on the part of the House of Representatives.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Concurrent Resolution No. 626, contained in the above message, was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 3, 1955.

*The Honorable W. T. Davis,  
President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By the Legislative Council—

H. B. No. 22—A bill to be entitled An Act to declare and clarify legislative intent as expressed in Chapter 28165, Laws of Florida, Acts of 1953, relating to the Legislative Council and Reference Bureau, and in Chapters 28115 and 28231, Laws of Florida, Acts of 1953, relating to powers of the Budget Commission to determine the number and fix the compensation of employees of the state.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 22, contained in the above message, was read the first time by title only.

Senator Pearce moved that the rules be waived and House Bill No. 22 be placed on the Calendar of Bills on Second Reading, without reference.

Which was agreed to by a two-thirds vote and it was so ordered.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 3, 1955.

*The Honorable W. T. Davis,  
President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By the Legislative Council—

H. B. No. 44—A bill to be entitled An Act relating to State Budget Commission; amending Chapter 216, Florida Statutes, by adding new sections thereto; and amending Section 216.16, Florida Statutes; providing for separate budget procedure for the Legislature and Legislative Council and Reference Bureau.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 44, contained in the above message, was read the first time by title only.

Senator Pearce moved that the rules be waived and House Bill No. 44 be placed on the Calendar of Bills on Second Reading, without reference.

Which was agreed to by a two-thirds vote and it was so ordered.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 3, 1955.

*The Honorable W. T. Davis,  
President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Varn of Hernando—

H. B. No. 73—A bill to be entitled An Act relating to the regulation of traffic on highways; amending Section 317.06, Florida Statutes, providing for traffic control signal device to be used between the green and red signal; and providing the effective date.

Also—

By Messrs. Cobb and Sweeny of Volusia and Cook of Flagler—

H. B. No. 606—A bill to be entitled An Act relating to the designation of the "High Bridge" in Volusia County; providing that the Bridge be designated the "Leonard B. Knox Bridge."

Also—

By Messrs. Pruitt of Jefferson, Orr of Dade and Belser of Holmes—

H. B. No. 18—A bill to be entitled An Act repealing section 409.43 Florida Statutes Chapter 409 Laws of 1953 pertaining to appropriations for the program of public assistance for the indigent permanently and totally disabled; and providing in lieu thereof appropriations from the General Revenue Fund.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 73, contained in the above message, was read the first time by title only and referred to the Committee on Transportation and Traffic and the Committee on Motor Vehicles, in the order named.

And House Bill No. 606, contained in the above message, was read the first time by title only.

Senator Gautier (28th) moved that the rules be waived and House Bill No. 606 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 606 was read the second time by title only.

Senator Gautier (28th) moved that the rules be further waived and House Bill No. 606 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 606 was read the third time in full.

Upon the passage of House Bill No. 606 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So House Bill No. 606 passed, title as stated, and the action

of the Senate was ordered certified to the House of Representatives.

And House Bill No. 18, contained in the above message, was read the first time by title only.

Senator Pope moved that the rules be waived and House Bill No. 18 be placed on the Calendar of Bills on Second Reading, without reference.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Pope asked unanimous consent of the Senate to take up and consider House Bill No. 18, out of its order.

Which was agreed to.

H. B. No. 18—A bill to be entitled An Act repealing Section 409.43 Florida Statutes Chapter 409 Laws of 1953 pertaining to appropriations for the program of public assistance for the indigent permanently and totally disabled; and providing in lieu thereof appropriations from the General Revenue Fund.

Was taken up.

Senator Pope moved that the rules be waived and House Bill No. 18 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 18 was read the second time by title only.

Senator Pope moved that the rules be further waived and House Bill No. 18 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 18 was read the third time in full.

Upon the passage of House Bill No. 18 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So House Bill No. 18 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Hodges asked unanimous consent of the Senate to take up and consider House Bill No. 781, out of its order.

Which was agreed to.

H. B. No. 781—A bill to be entitled An Act relating to tax Collector's and Tax Assessor's salaries in counties having a population of not less than three thousand six hundred (3,600) and not more than four thousand one hundred (4,100) according to the latest official census; amending Section 1 of Chapter 27218, Laws of Florida, 1951; changing the maximum salary from five thousand dollars (\$5,000.00) to seven thousand five hundred dollars (\$7,500.00).

Was taken up.

Senator Hodges moved that the rules be waived and House Bill No. 781 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 781 was read the second time by title only.

Senator Hodges moved that the rules be further waived and House Bill No. 781 be read the third time in full and put upon its passage.



Which was agreed to by a two-thirds vote.

And House Bill No. 781 was read the third time in full.

Upon the passage of House Bill No. 781 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So House Bill No. 781 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 3, 1955.

*The Honorable W. T. Davis,  
President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Messrs. Dickinson and Roberts of Palm Beach and Hopkins and Jernigan of Escambia—

H. B. No. 853—A bill to be entitled An Act fixing the compensation of the county judge in all counties having a population of more than eighty-five thousand (85,000) and not more than one hundred fourteen thousand seven hundred fifty (114,750) inhabitants according to the last general federal census of Florida.

Also—

By Mr. Jones of Taylor—

H. B. No. 848—A bill to be entitled An Act relating to the Taylor County Hospital providing for the purchase of said Hospital from the Taylor County Hospital Corporation, a non-profit corporation, on a lease purchase basis by Taylor County, Florida, by and through its board of county commissioners; providing for the use of funds by Taylor County, Florida, which have been set aside for the purpose of purchasing said hospital from said non-profit corporation by Taylor County, Florida; providing for the use of moneys in the general fund of Taylor County, Florida, for the purchase, equipment and maintenance of said hospital; providing for the use by Taylor County, Florida, through its board of county commissioners of moneys accruing to Taylor County, Florida, from race track funds, for the purchase, maintenance and equipment of said hospital; providing for a hospital board to be appointed by the Governor of Florida which board shall be the governing body of said hospital; providing for the acceptance of donations, contributions and bequests by said hospital board for the use and benefit of said hospital; providing for the liquidation of any operating deficit of the hospital by the board of county commissioners; providing for the naming of said hospital by the hospital board; providing for the acceptance of federal funds from the Federal Government under the Hill-Burton Act; and providing for regulations governing the admission into said hospital of insolvent resident patients and providing for compensation to the hospital by Taylor County, Florida, through its board of county commissioners for such insolvent patients.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And House Bill No. 853, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

Proof of publication of Notice was attached to House Bill No. 848 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 848, contained in the above message, was read the first time by title only.

Senator Davis moved that the rules be waived and House Bill No. 848 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 848 was read the second time by title only.

Senator Davis moved that the rules be further waived and House Bill No. 848 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 848 was read the third time in full.

Upon the passage of House Bill No. 848 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So House Bill No. 848 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 3, 1955.

*The Honorable W. T. Davis,  
President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Hopkins of Escambia—

H. B. No. 77—A bill to be entitled An Act relating to aggravated assault; amending Section 784.04, Florida Statutes, by enlarging the penalties.

Also—

By the Committee on Public Safety—

H. B. No. 359—A bill to be entitled An Act relating to minimum speed regulations for vehicles upon streets, roads and highways; amending Section 317.23, Florida Statutes; providing effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And House Bill No. 77, contained in the above message,

was read the first time by title only and referred to the Committee on Judiciary "B."

And House Bill No. 359, contained in the above message, was read the first time by title only and referred to the Committee on Motor Vehicles.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 3, 1955.

*The Honorable W. T. Davis,  
President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Messrs. Herrell of Dade, Westberry of Duval, Roberts of Palm Beach, Orr of Dade, Dickinson of Palm Beach, Okell of Dade, and Johnson of Hillsborough—

H. B. No. 61—A bill to be entitled An Act making it a misdemeanor to discard or abandon in any public or private place any used refrigerator or icebox; to fix the punishment for such act and authorizing such punishment.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 61, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "C."

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 3, 1955.

*The Honorable W. T. Davis,  
President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Cobb of Volusia—

H. B. No. 850—A bill to be entitled An Act to create and establish the North Peninsula Zoning District in Volusia County, Florida, and determining and fixing the boundaries thereof, and to empower the Board of County Commissioners of Volusia County subject to the approval of a zoning commission, to regulate and restrict within said district the height, number of stories, size of buildings and other structures on land and water, percentage of lot that may be occupied, the size of yards, courts and other open spaces, the density of population, location and use of buildings, structures and land for trade, industry, residence or other specific use of the premises, to adopt a building code and other matters proper to be regulated, to safeguard the safety, health and welfare of the people and to appoint inspectors thereunder, and regulate and restrict the erection and construction, alteration, repair or use of buildings in said district; providing the method of procedure; providing for the creation of a zoning commission and the election of zoning commissioners; providing for the appointment of a board of adjustment; specifying the rights, powers and duties of the zoning commission and the board of powers and duties of the zoning commission and the board of adjustment; conferring upon the county commissioners of such county, so far as may be lawfully conferred, the power to enforce regulations, rules, orders and resolutions to effectuate the purpose of this Act; and providing when this Act shall take effect.

Proof of publication attached

Also—

By Messrs. Gibbons, Moody and Johnson of Hillsborough—

H. B. No. 851—A bill to be entitled An Act empowering the City of Tampa to sue for certain unpaid, delinquent or omitted occupational license taxes in addition to any other remedies that may be provided by law.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 850 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 850, contained in the above message, was read the first time by title only.

Senator Gautier (28th) moved that the rules be waived and House Bill No. 850 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 850 was read the second time by title only.

Senator Gautier (28th) moved that the rules be further waived and House Bill No. 850 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 850 was read the third time in full.

Upon the passage of House Bill No. 850 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So House Bill No. 850 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill No. 851 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 851, contained in the above message, was read the first time by title only.

Senator Kickliter moved that the rules be waived and House Bill No. 851 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 851 was read the second time by title only.

Senator Kickliter moved that the rules be further waived and House Bill No. 851 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 851 was read the third time in full.

Upon the passage of House Bill No. 851 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So House Bill No. 851 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 3, 1955.

*The Honorable W. T. Davis,  
President of the Senate.*

**Sir:**

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Messrs. Moody, Gibbons and Johnson of Hillsborough—

H. B. No. 878—A bill to be entitled An Act empowering the City of Tampa to prohibit and make unlawful certain practices in establishments selling alcoholic beverages for consumption on the premises, relating to sales to or consumption of such beverages by certain female employees or male impersonators of females.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 878 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 878, contained in the above message, was read the first time by title only.

Senator Kickliter moved that the rules be waived and House Bill No. 878 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 878 was read the second time by title only.

Senator Kickliter moved that the rules be further waived and House Bill No. 878 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 878 was read the third time in full.

Upon the passage of House Bill No. 878 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So House Bill No. 878 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Phillips, Chairman of the Committee on Motor Vehicles, moved that the rules be waived and the Committee on Motor Vehicles be allowed an additional seven days to report on Bills heretofore referred to the Committee.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Stratton, Chairman of the Committee on Labor and Industry, moved that the rules be waived and the Committee on Labor and Industry be allowed an additional ten days to report on Bills heretofore referred to the Committee.

Which was agreed to by a two-thirds vote and it was so ordered.

#### MOTION TO RECONSIDER

By unanimous consent, Senator Pope withdrew his motion of May 3, 1955, that the Senate reconsider the vote by which Senate Concurrent Resolution No. 555, as amended, was adopted by the Senate on May 3, 1955, and Senate Concurrent Resolution No. 555, as amended, was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

Senator Johnson moved that the rules be waived and Senate Concurrent Resolution No. 555 be immediately certified to the House of Representatives after being engrossed.

Which was agreed to by a two-thirds vote and it was so ordered.

#### CONSIDERATION OF BILLS AND JOINT RESOLUTIONS ON THIRD READING

S. B. No. 274—A bill to be entitled An Act prohibiting any person from changing, altering, removing, or obliterating the name of the maker or the model, manufacturer's number or other marks of identification on any pistol, rifle or shotgun; providing that possession of any pistol, rifle or shotgun upon which such marks shall have been changed, altered, removed or obliterated, shall be prima facie evidence that the possessor has changed, altered, removed or obliterated the same; providing this shall not apply to antiques, curios or ornament pistols; providing a penalty; and providing an effective date.

Was taken up in its order, pending roll call, the vote by which it passed the Senate having been reconsidered on April 22, 1955.

By unanimous consent Senators Pearce and Gautier (13th) offered the following amendment to Senate Bill No. 274:

In Section 2, (typewritten bill), strike out entire section and renumber the sections that follow.

Senator Gautier (13th) moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

By unanimous consent Senators Pearce and Gautier (13th) also offered the following amendment to Senate Bill No. 274:

In title, lines 7 through 13, (typewritten bill) strike out the words: "Providing that possession of any pistol, rifle or shotgun upon which such marks shall have been changed, altered, removed or obliterated, shall be prima facie evidence that the possessor has changed, altered, removed or obliterated the same".

Senator Gautier (13th) moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Gautier (13th) moved that Senate Bill No. 274, as amended, be read the third time in full and put upon its passage.

Which was agreed to.

And Senate Bill No. 274, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 274, as amended, the roll was called and the vote was:

Yeas—14.

Mr. President	Fraser	Johns	Pope
Baker	Gautier (28th)	Johnson	Shands
Cabot	Gautier (13th)	Kickliter	
Clarke	Houghton	King	

Nays—20.

Beall	Douglas	Morgan	Rawls
Bronson	Edwards	Morrow	Rodgers
Carlton	Floyd	Neblett	Rood
Carraway	Getzen	Pearce	Stenstrom
Connor	Hodges	Phillips	Stratton

So Senate Bill No. 274, as amended, failed to pass.

#### CONSIDERATION OF BILLS AND JOINT RESOLUTIONS ON SECOND READING

By unanimous consent Senator Gautier (13th) withdrew Senate Bills Nos. 276 and 277 from the further consideration of the Senate.

S. B. No. 346—A bill to be entitled An Act relating to policemen's retirement fund; amending Section 185.02, Florida Statutes, defining casualty insurance; amending Section 185.03, Florida Statutes, relating to establishment of funds; amending Section 185.07, Florida Statutes, relating to tax millage for such funds; amending Section 185.08, Florida Statutes, to provide for date payable of tax; amending Section 185.20, Florida Statutes to provide that retirement benefits only to accrue for continuous service; amending Section 185.21, Florida Statutes, relating to benefits of deceased police officers; amending Section 185.22, Florida Statutes, relating to amount of pension to be paid.

Was taken up in its order.

Senator Pearce moved that the rules be waived and Senate Bill No. 346 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 346 was read the second time by title only.

Senator Pearce offered the following amendment to Senate Bill No. 346:

In Section 3, Subsection (4), (typewritten bill) strike out the words: "provided that cities or towns cannot be coerced to supplement the retirement fund by direct millage." and insert in lieu thereof the following: "provided that cities or towns cannot be compelled to supplement the retirement fund by direct millage."

Senator Pearce moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Pearce also offered the following amendment to Senate Bill No. 346:

At the end of Section 4 insert the following:

"Section 5. Section 185.16, Florida Statutes is amended by adding the following subsections thereto:

"(3) Any police officer shall have the right at any time prior to receipt of his first monthly installment of retirement compensation to elect to receive a reduced retirement compensation with the provision that if such police officer dies after retirement compensation installments have commenced the excess if any of his total contributions made to the retirement fund, without interest, over the total retirement compensation received by him shall be paid in accordance with the beneficiary designation of this act. The amount of such reduced retirement compensation shall be the actuarial equivalent of the amount of such retirement compensation otherwise payable to him.

"(4) Any police officer shall have the right at any time prior to receipt of his or her first monthly installments of retirement compensation to elect to receive a reduced retirement compensation with the provision that the surviving spouse shall continue to draw such reduced retirement compensation (or one-half thereof if so designated) so long as he or she shall live. The amount of such reduced retirement compensation shall be the actuarial equivalent of the amount of such retirement compensation otherwise payable to such police officer.

"(5) Any police officer who has retired under the pro-

visions of Chapter 185, Florida Statutes, may have the benefit of subsections (3) and (4) provided he or she refunds within ninety days after July 1, 1955, to the Board of Trustees the actuarial equivalent plus interest at 4% of the amount he would have received had he had the privilege accorded by this subsection at the time he retired.

"(6) Tables for computing the actuarial equivalent shall be approved by the State Treasurer.

"(7) Any person retiring under the disability provision of Chapter 185 shall not be entitled to the options of subsection (4) of this section."

Renumber the remaining sections of the Bill.

Senator Pearce moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Pearce also offered the following amendment to Senate Bill No. 346:

Strike out entire Section 4 of the bill, and renumber following sections in proper consecutive order.

Senator Pearce moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Pearce also offered the following amendment to Senate Bill No. 346:

In Section 7, at the end of said section, change the period to a comma and add the following: "to the end that no service or disability retirement payments may be made to any police officer from that part of the fund representing contributions made to the fund by any other police officer."

Senator Pearce moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Pearce also offered the following amendment to Senate Bill No. 346:

In the title of the (typewritten bill) strike out the words: "amending Section 185.08, Florida Statutes, to provide for date payable of tax"

Senator Pearce moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Pearce also offered the following amendment to Senate Bill No. 346:

In the title of the Bill at the end thereof, change the period to a comma and add the following: "amending Section 185.16 relating to requirements for retirement, classification; and providing for options by adding certain subsections thereto."

Senator Pearce moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Pearce moved that the rules be further waived and Senate Bill No. 346, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 346, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 346, as amended, the roll was called and the vote was:

Yeas—32.

Mr. President	Connor	Houghton	Pearce
Baker	Douglas	Johns	Phillips
Barber	Edwards	Johnson	Pope
Beall	Floyd	Kickliter	Rodgers
Cabot	Fraser	King	Shands
Carlton	Gautier (13th)	Morgan	Stenstrom
Carraway	Getzen	Morrow	Stratton
Clarke	Hodges	Neblett	Tapper

Nays—None.

So Senate Bill No. 346 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

Senator Melvin moved that a committee be appointed to escort Honorable Newman C. Brackin, former member of the Senate from the First Senatorial District, and a former President of the Senate, to the rostrum.

The President appointed Senators Melvin, Douglas and Beall as the committee which escorted former Senator Brackin to the rostrum.

Senate Bill No. 366 was taken up in its order and the consideration thereof was informally passed, the Bill retaining its place on the Calendar of Bills on Second Reading.

S. B. No. 380—A bill to be entitled An Act relating to auto transportation brokers, amending Section 323.01, and adding additional Section 323.31 to Chapter 323, Florida Statutes; defining auto transportation broker; requiring license of persons engaged in business; prescribing procedure for obtaining license, giving authority to Florida Railroad and Public Utilities Commission, and providing for issuance, of right, to auto transportation brokers in operation prior to enactment; describing application and operation of license and fees therefor; providing for suspension and revocation of license and hearing thereon; regulating assignment of license; giving authority to Florida Railroad and Public Utilities Commission to prescribe rules and regulations for protection of shippers; and giving authority to Florida Railroad and Public Utilities Commission to regulate and inspect accounts and records.

Was taken up in its order.

Senator King moved that the rules be waived and Senate Bill No. 380 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 380 was read the second time by title only.

Senator Rood offered the following amendment to Senate Bill No. 380:

In Section 1, line 12 after the word "exemptions" insert the following: ", including cut flowers,"

Senator Rood moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator King offered the following amendment to Senate Bill No. 380:

In Section 2, Sub-section (3), line 23 of said Sub-section (3), change the period to a semi-colon and add the following: "provided, however, licensed auto transportation brokers engaged exclusively in procuring transportation for seasonal commodities may, upon terminating seasonal operations in a given locality, move to another locality and continue such seasonal operations without procuring an additional license or licenses for such subsequent places of business."

Senator King moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator King also offered the following amendment to Senate Bill No. 380:

In Section 2, Sub-section 3, line 30 (mimeographed bill) strike out the words: "A sufficient sum shall be included in the biennial appropriations act for costs of notices and hearings and for the administration of the provisions of this chapter." And insert in lieu thereof the following: A sum of fifteen thousand dollars (\$15,000.00) annually is appropriated to the Florida Railroad and Public Utilities Commission from the general revenue fund for the purpose of paying expenses, salaries and costs necessary to administer the provisions of this Act.

Senator King moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator King also offered the following amendment to Senate Bill No. 380:

At the end of Section 2, add a new sub-section as follows:

"(9) Emergency Permits. On a satisfactory showing of an emergency requiring auto transportation brokerage services in the movement of perishable commodities, the Florida Railroad and Public Utilities Commission may grant a temporary auto transportation brokerage license pending a public hearing on application for permanent license and said Commission may also grant temporary authority to any licensed auto transportation broker in the State to furnish such brokerage services in the emergency area during the pendency of such emergency."

Senator King moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator King also offered the following amendment to Senate Bill No. 380:

At the end of the title, strike out the period and add the following: "; and providing for an appropriation."

Senator King moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator King moved that the rules be further waived and Senate Bill No. 380, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 380, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 380, as amended, the roll was called and the vote was:

Yeas—33.

Mr. President	Edwards	Johnson	Rodgers
Baker	Floyd	Kickliter	Rood
Barber	Fraser	King	Shands
Bronson	Gautier (28th)	Melvin	Stenstrom
Carlton	Gautier (13th)	Morrow	Stratton
Carraway	Getzen	Neblett	Tapper
Clarke	Hodges	Pearce	
Connor	Houghton	Phillips	
Douglas	Johns	Rawls	

Nays—1.

Pope

So Senate Bill No. 380 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

The President presiding.

Senator Pearce asked unanimous consent of the Senate to take up and consider House Bill No. 44, out of its order.

H. B. No. 44—A bill to be entitled An Act relating to State Budget Commission; amending Chapter 216, Florida Statutes, by adding new sections thereto; and amending Section 216.16, Florida Statutes; providing for separate budget procedure for the Legislature and Legislative Council and Reference Bureau.

Was taken up.

Senator Pearce moved that the rules be waived and House Bill No. 44 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 44 was read the second time by title only.

Senator Pearce moved that the rules be further waived and House Bill No. 44 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 44 was read the third time in full.

Upon the passage of House Bill No. 44 the roll was called and the vote was:

Yeas—35.

Mr. President	Edwards	Johnson	Pope
Barber	Floyd	Kicklitter	Rawls
Bronson	Fraser	King	Rodgers
Cabot	Gautier (28th)	Melvin	Rood
Carlton	Gautier (13th)	Morgan	Shands
Carraway	Getzen	Morrow	Stenstrom
Clarke	Hodges	Neblett	Stratton
Connor	Houghton	Pearce	Tapper
Douglas	Johns	Phillips	

Nays—None.

So House Bill No. 44 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Pearce withdrew Senate Bill No. 115 from the further consideration of the Senate.

Senator Pearce asked unanimous consent of the Senate to take up and consider House Bill No. 22, out of its order.

Which was agreed to.

H. B. No. 22—A bill to be entitled An Act to declare and clarify legislative intent as expressed in Chapter 28165, Laws of Florida, Acts of 1953, relating to the Legislative Council and Reference Bureau, and in Chapters 28115 and 28231, Laws of Florida, Acts of 1953, relating to powers of the Budget Commission to determine the number and fix the compensation of employees of the state.

Was taken up.

Senator Pearce moved that the rules be waived and House Bill No. 22 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 22 was read the second time by title only.

Senator Pearce moved that the rules be further waived and House Bill No. 22 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 22 was read the third time in full.

Upon the passage of House Bill No. 22 the roll was called and the vote was:

Yeas—35.

Mr. President	Douglas	Johns	Pope
Barber	Edwards	Johnson	Rawls
Beall	Floyd	King	Rodgers
Bronson	Fraser	Melvin	Rood
Cabot	Gautier (28th)	Morgan	Shands
Carlton	Gautier (13th)	Morrow	Stenstrom
Carraway	Getzen	Neblett	Stratton
Clarke	Hodges	Pearce	Tapper
Connor	Houghton	Phillips	

Nays—None.

So House Bill No. 22 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Pearce withdrew Senate Bill No. 112 from the further consideration of the Senate.

Senator Morrow moved that the rules be waived and Senate Bill No. 223, which passed the Senate on May 3, 1955, be immediately certified to the House of Representatives.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Morrow moved that the rules be waived and Senate Bill No. 62 be recalled from the Committee on Judiciary "A" and re-referred to the Committee on Appropriations.

Which was agreed to by a two-thirds vote and it was so ordered.

S. B. No. 24—A bill to be entitled An Act to amend Sec-

tion 550.26 Florida Statutes relating to the "breaks tax," by levying on every permittee and licensee authorized to operate or conduct pari-mutuel pools in this State, a tax equal to the "breaks," defining "breaks," designating such tax fund as the "Old Age Assistance Fund" and for the use of such fund, and providing for the time and manner of payment of such tax, and repealing all laws in conflict.

Was taken up in its order.

Senator Johns moved that the rules be waived and Senate Bill No. 24 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 24 was read the second time by title only.

and—

S. B. No. 293—A bill to be entitled An Act relating to pari-mutuel wagering; providing for a tax upon pari-mutuel pools conducted by horse tracks, dog tracks and jai alai frontons with reference to "breaks" of said pari-mutuel pools as the same is defined in Section 550.16, Subsection (6), Florida Statutes, and providing for the licensed operator of such horse track, dog track, or jai alai fronton, to pay said tax to the State Treasurer.

Was also taken up in its order.

Senator Johns moved that the rules be waived and Senate Bill No. 293 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 293 was read the second time by title only.

The following Committee Substitute for Senate Bills Nos. 24 and 293:

By the Committee on Finance and Taxation—

Committee Substitute for Senate Bills Nos. 24 and 293—A bill to be entitled An Act amending Section 550.26, Florida Statutes, relating to the conducting of pari-mutuel pools, imposing a tax equal to the "breaks" and providing for distribution of same.

Was read the first time by title only.

Senator Johns moved that the rules be waived and the Committee Substitute for Senate Bills Nos. 24 and 293 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And the Committee Substitute for Senate Bills Nos. 24 and 293 was read the second time by title only.

Senator Johns moved the adoption of the Committee Substitute for Senate Bills Nos. 24 and 293.

Which was agreed to and the Committee Substitute for Senate Bills Nos. 24 and 293 was adopted.

Senator Johns moved that the rules be further waived and Committee Substitute for Senate Bills Nos. 24 and 293 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Committee Substitute for Senate Bills Nos. 24 and 293 was read the third time in full.

Upon the passage of Committee Substitute for Senate Bills Nos. 24 and 293 the roll was called and the vote was:

Yeas—35.

Mr. President	Connor	Houghton	Phillips
Baker	Douglas	Johns	Pope
Barber	Edwards	Johnson	Rawls
Beall	Floyd	Kicklitter	Rodgers
Bronson	Fraser	King	Rood
Cabot	Gautier (28th)	Melvin	Shands
Carlton	Gautier (13th)	Morgan	Stenstrom
Carraway	Getzen	Morrow	Tapper
Clarke	Hodges	Neblett	

Nays—None.

So Committee Substitute for Senate Bills Nos. 24 and 293 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

**S. B. No. 283**—A bill to be entitled An Act amending Subsections (1), (2), and (8) of Section 550.16, Florida Statutes, relating to excise taxes on horse and dog racing pari-mutuel pools in Florida; setting forth where such pools may be conducted; providing for the commission which may be withheld from pari-mutuel pools by the State and the licensee and the distribution thereof; levying an increased excise tax upon pari-mutuel pools at dog tracks and providing for the distribution of said taxes.

Was taken up in its order.

Senator Gautier (28th) moved that the rules be waived and Senate Bill No. 288 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 288 was read the second time by title only.

And—

**S. B. No. 294**—A bill to be entitled An Act amending Subsections (1), (2), and (8) of Section 550.16, Florida Statutes, relating to excise taxes on horse and dog racing pari-mutuel pools in Florida; setting forth where such pools may be conducted; providing for the commission which may be withheld from pari-mutuel pools by the State and the licensee and the distribution thereof; levying an increased excise tax upon pari-mutuel pools at dog tracks and providing for the distribution of said taxes.

Was also taken up in its order.

Senator Gautier (28th) moved that the rules be waived and Senate Bill No. 294 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 294 was read the second time by title only.

The following Committee Substitute for Senate Bills Nos. 294 and 288:

By the Committee on Finance and Taxation—

Committee Substitute for Senate Bills Nos. 294 and 288:

A bill to be entitled An Act amending Subsections (1), (2), and (8) of Section 550.16, Florida Statutes, relating to excise taxes on horse and dog racing pari-mutuel pools in Florida; setting forth where such pools may be conducted; providing for the commission which may be withheld from pari-mutuel pools by the State and the licensee and the distribution thereof; levying an increased excise tax upon pari-mutuel pools at dog tracks and providing for the distribution of said taxes.

Was read the first time by title only.

Senator Gautier (28th) moved that the rules be waived and the Committee Substitute for Senate Bills Nos. 294 and 288 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And the Committee Substitute for Senate Bills Nos. 294 and 288 was read the second time by title only.

Senator Gautier (28th) moved the adoption of the Committee Substitute for Senate Bills Nos. 294 and 288.

Which was agreed to and the Committee Substitute for Senate Bills Nos. 294 and 288 was adopted.

Senators Melvin and Tapper offered the following amendment to Committee Substitute for Senate Bills Nos. 294 and 288:

In Section 3, line 14 (typewritten bill) strike out the words: "three-fourths" and insert in lieu thereof the following: "one-half"

Senator Tapper moved the adoption of the amendment.

A roll call was demanded.

Upon call of the roll on the motion made by Senator Tapper, the vote was:

Yeas—24.

Mr. President	Carlton	Getzen	Phillips
Baker	Clarke	Johns	Rawls
Barber	Connor	Johnson	Rood
Beall	Douglas	Melvin	Stenstrom
Black	Floyd	Neblett	Stratton
Bronson	Fraser	Pearce	Tapper

Nays—14.

Cabot	Gautier (13th)	King	Rodgers
Carraway	Hodges	Morgan	Shands
Edwards	Houghton	Morrow	
Gautier (28th)	Kickliter	Pope	

So the amendment was adopted.

Pending further consideration of Committee Substitute for Senate Bills Nos. 294 and 288, Senator Melvin moved that the rules be waived and the time of adjournment be extended until final disposition of Committee Substitute for Senate Bills Nos. 294 and 288, and Senate Bills Nos. 289 and 292.

Which was agreed to by a two-thirds vote and it was so ordered.

Senators Melvin and Tapper also offered the following amendment to Committee Substitute for Senate Bills Nos. 294 and 288:

In Section 3, line 18 (typewritten bill) strike out the words: "one-fourth" and insert in lieu thereof the following: "one-half"

Senator Tapper moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Gautier (28th) moved that the rules be further waived and Committee Substitute for Senate Bills Nos. 294 and 288, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Committee Substitute for Senate Bills Nos. 294 and 288, as amended, was read the third time in full.

Upon the passage of Committee Substitute for Senate Bills Nos. 294 and 288, as amended, the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So Committee Substitute for Senate Bills Nos. 294 and 288 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

**S. B. No. 289**—A bill to be entitled An Act relating to dog racing and parimutuel wagering, making certain legislative findings and providing a daily operational cost allowance to each and every dog track in Florida, and limiting the number of days such allowance may be given.

Was taken up in its order.

Senator Gautier (28th) moved that the rules be waived and Senate Bill No. 289 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 289 was read the second time by title only.



And—

S. B. No. 292—A bill to be entitled An Act relating to dog racing and pari-mutuel wagering, making certain legislative findings and providing a daily operational cost allowance to each and every dog track in Florida and limiting the number of days such credit may be given.

Was also taken up in its order.

Senator Gautier (28th) moved that the rules be waived and Senate Bill No. 292 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 292 was read the second time by title only.

The following Committee Substitute for Senate Bills Nos. 289 and 292:

By the Committee on Finance and Taxation—

Committee Substitute for Senate Bills Nos. 289 and 292—A bill to be entitled An Act relating to dog racing and pari-mutuel wagering, making certain legislative findings and providing a daily operational cost allowance to each and every dog track in Florida, and limiting the number of days such allowance may be given.

Was read the first time by title only.

Senator Gautier (28th) moved that the rules be waived and the Committee Substitute for Senate Bills Nos. 289 and 292 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And the Committee Substitute for Senate Bills Nos. 289 and 292 was read the second time by title only.

Senator Gautier (28th) moved the adoption of the Committee Substitute for Senate Bills Nos. 289 and 292.

Which was agreed to and the Committee Substitute for Senate Bills Nos. 289 and 292 was adopted.

Senator Morgan offered the following amendment to Committee Substitute for Senate Bills Nos. 289 and 292:

In typewritten bill, strike out Section 2 and insert in lieu thereof the following:

"Section 2. Each licensed dog track holding a permit to conduct racing in this state under the authority of Chapter 550, Florida Statutes, and the State of Florida by and through the state racing commission, is authorized to withhold from the total maximum commission of seventeen per cent (17%) that may be withheld from the total amounts contributed to each pari-mutuel race pool the sum of one hundred and eighty (\$180.00) dollars per race pool for each race conducted each day, and not to exceed ninety days during any race meeting, which said amounts shall be credited to the dog track operator as a daily "initial cost of operation" expense. No taxes shall be levied or collected on said one hundred and eighty (\$180.00) dollars so withheld and all taxes imposed by sections 550.09 and 550.16, Florida Statutes, or by any other act of the Legislature, shall be imposed upon the seventeen per cent (17%) of total amounts contributed to any pari-mutuel pools at dog tracks, less the above described daily "initial cost of operation" amount. The daily "initial cost of operation" credit shall be deducted from the seventeen per cent (17%) commission before any tax is imposed on said race pools and said allowance shall be credited to the dog track operator."

Senator Morgan moved the adoption of the amendment.

A roll call was demanded.

Upon call of the roll on the motion made by Senator Morgan, the vote was:

Yeas—17.

Baker	Carraway	Houghton	Rood
Barber	Clarke	Kickliter	Shands
Beall	Edwards	Morgan	
Black	Fraser	Morrow	
Bronson	Getzen	Neblett	

Nays—21.

Mr. President	Gautier (28th)	Melvin	Stenstrom
Cabot	Gautier (13th)	Pearce	Stratton
Carlton	Hodges	Phillips	Tapper
Connor	Johns	Pope	
Douglas	Johnson	Rawls	
Floyd	King	Rodgers	

So the amendment failed of adoption.

Senator Gautier (28th) moved that the rules be further waived and Committee Substitute for Senate Bills Nos. 289 and 292 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Committee Substitute for Senate Bills Nos. 289 and 292 was read the third time in full.

Upon the passage of Committee Substitute for Senate Bills Nos. 289 and 292 the roll was called and the vote was:

Yeas—38.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stenstrom
Cabot	Gautier (13th)	Morrow	Stratton
Carlton	Getzen	Neblett	Tapper
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So Committee Substitute for Senate Bills Nos. 289 and 292 passed, title as stated.

Senator Morgan moved that the Senate reconsider the vote by which Committee Substitute for Senate Bills Nos. 289 and 292 passed the Senate this day.

Senator Pearce moved that the rules be waived and the Senate immediately take up and consider the motion made by Senator Morgan to reconsider the vote by which Committee Substitute for Senate Bills Nos. 289 and 292 passed the Senate this day.

The question was put on the motion made by Senator Pearce.

Which was not agreed to so the motion made by Senator Morgan went over under the rule.

The hour of adjournment having arrived, a point of order was called and the Senate recessed at 1:18 o'clock P. M., until 2:30 o'clock P. M., this day, pursuant to the motion made by Senator Melvin, Chairman of the Committee on Rules and Calendar, on May 2, 1955.

## AFTERNOON SESSION

The Senate reconvened at 2:30 o'clock P. M., pursuant to recess order.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stratton
Cabot	Gautier (13th)	Morrow	Tapper
Carlton	Getzen	Neblett	
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

—37.

A quorum present.

Senator Stenstrom was excused from attendance upon the sessions for the remainder of the week on account of illness in his family.

## REPORTS OF COMMITTEES

By permission the following Reports of Committees were received:

Senator Getzen, Chairman of the Committee on Privileges and Elections, reported that the Committee had carefully considered the following Bill:

S. B. No. 574—A bill to be entitled An Act amending Sub-section (2) of Section 98.051, Section 98.091, and Section 98.361, Florida Statutes, relating to the registration of electors; the preparation of the registration list, and its use by municipalities.

—and recommends that the same pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Johnson, Chairman of the Committee on Judiciary "B," reported that the Committee had carefully considered the following Bill:

S. B. No. 402—A bill to be entitled An Act relating to the State Highway Patrol; amending Sub-section (1) of Section 321.05, Florida Statutes; authorizing patrol officers to make arrests without warrants of certain criminal violations.

—and recommends that the same do pass with Committee Amendment as attached thereto.

And the Bill contained in the preceding report, together with the Committee Amendment attached thereto, was placed on the Calendar of Bills on Second Reading.

## ENGROSSING REPORT

Your Engrossing Clerk to whom was referred, with Senate amendment for engrossing—

S. C. R. No. 555—Relating to Constitutional revision.

—begs leave to report that the Senate Amendment has been incorporated in the Concurrent Resolution and the same is returned herewith, as engrossed.

Very Respectfully,

ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Engrossing Clerk  
of the Senate

And Senate Concurrent Resolution No. 555, contained in the above report was ordered immediately certified to the House of Representatives by waiver of the rule.

## ENROLLING REPORTS

Your Enrolling Clerk, to whom was referred—

S. B. No. 326

—begs leave to report same has been properly enrolled, signed by the President and Secretary of the Senate, and by the Speaker and Chief Clerk of the House of Representatives, and presented to the Governor on May 4, 1955, for his approval.

Very Respectfully,

ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Enrolling Clerk  
of the Senate

Your Enrolling Clerk, to whom was referred—

S. M. No. 629

—begs leave to report same has been properly enrolled, signed by the President and Secretary of the Senate, and by the Speaker and Chief Clerk of the House of Representatives, and presented to the Governor on May 4, 1955, for his approval.

Very Respectfully,

ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Enrolling Clerk  
of the Senate

The Senate resumed the consideration of Senate Bills on Second Reading.

## SENATE BILLS ON SECOND READING

S. B. No. 378—A bill to be entitled An Act relating to salt water fisheries and conservation; repealing Section 370.05, Florida Statutes, providing for employment of engineer and assistants to conduct survey in connection with water conservation in the State; and providing for disposition of records, equipment and supplies.

Was taken up in its order.

Senator Morrow moved that the rules be waived and Senate Bill No. 378 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 378 was read the second time by title only.

Senator Morrow moved that the rules be further waived and Senate Bill No. 378 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 378 was read the third time in full.

Upon the passage of Senate Bill No. 378 the roll was called and the vote was:

Yeas—33.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kicklitter	Rodgers
Beall	Fraser	King	Rood
Bronson	Gautier (28th)	Melvin	Shands
Cabot	Gautier (13th)	Morgan	Tapper
Carlton	Getzen	Morrow	
Carraway	Hodges	Neblett	
Clarke	Houghton	Pearce	

Nays—None.

So Senate Bill No. 378 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 81 was taken up in its order, the consideration thereof was informally passed and the Bill was ordered placed at the foot of the Calendar pursuant to Senate Rule 43.

S. B. No. 334—A bill to be entitled An Act providing for an alternate method of delivering annual renewals of motor vehicle registrations and license plates to applicants by permitting county tax collectors to deliver said registrations and plates by mail and providing for charge for said mail service.

Was taken up in its order.

Senator Kicklitter moved that the rules be waived and Senate Bill No. 334 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 334 was read the second time by title only.

Senator Kicklitter moved that the rules be further waived and Senate Bill No. 334 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 334 was read the third time in full.

Upon the passage of Senate Bill No. 334 the roll was called and the vote was:

Yeas—32.

Mr. President	Connor	Houghton	Pearce
Baker	Douglas	Johns	Phillips
Barber	Edwards	Johnson	Pope
Beall	Fraser	Kicklitter	Rawls
Bronson	Gautier (28th)	King	Rodgers
Cabot	Gautier (13th)	Morgan	Rood
Carraway	Getzen	Morrow	Shands
Clarke	Hodges	Neblett	Tapper

Nays—None.

So Senate Bill No. 334 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator King moved that the rules be waived and the Senate revert to the consideration of Messages from the House of Representatives.

Which was agreed to by a two-thirds vote.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 4, 1955.

*The Honorable W. T. Davis,  
President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Surles of Polk—

H. B. No. 809—A bill to be entitled An Act providing for the continued payment of the proceeds of the one per cent (1%) of the general inspection fund of Florida and of the Florida citrus advertising fund made available by executive order of the governor of Florida dated November 30, 1948, effective December 1, 1948, to the Florida state improvement commission as rental payments until such time as the certificates of indebtedness of the Florida state improvement commission to be issued for the purpose of financing the construction of a building for the Florida citrus commission in Lakeland, Florida, have been paid including the interest thereon, or provision for the payment thereof has been made.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 809, contained in the above message, was read the first time by title only.

Senator King moved that the rules be waived and House Bill No. 809 be placed on the Calendar of Bills on Second Reading, without reference.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator King asked unanimous consent of the Senate to take up and consider House Bill No. 809, out of its order.

Which was agreed to.

H. B. No. 809—A bill to be entitled An Act providing for the continued payment of the proceeds of the one per cent (1%) of the general inspection fund of Florida and of the Florida citrus advertising fund made available by executive order of the governor of Florida dated November 30, 1948, effective December 1, 1948, to the Florida state improvement commission as rental payments until such time as the certificates of indebtedness of the Florida state improvement commission to be issued for the purpose of financing the construction of a building for the Florida citrus commission in Lakeland, Florida, have been paid including the interest thereon, or provision for the payment thereof has been made.

Was taken up.

Senator King moved that the rules be waived and House Bill No. 809 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 809 was read the second time by title only.

Senator King moved that the rules be further waived and House Bill No. 809 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 809 was read the third time in full.

Upon the passage of House Bill No. 809 the roll was called and the vote was:

Yeas—35.

Mr. President	Clarke	Houghton	Pearce
Baker	Connor	Johns	Phillips
Barber	Douglas	Johnson	Pope
Beall	Edwards	Kickliter	Rawls
Black	Fraser	King	Rodgers
Bronson	Gautier (28th)	Melvin	Rood
Cabot	Gautier (13th)	Morgan	Shands
Carlton	Getzen	Morrow	Tapper
Carraway	Hodges	Neblett	

Nays—None.

So House Bill No. 809 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent, Senator King withdrew Senate Bill No. 421 from the further consideration of the Senate.

S. B. No. 399—A bill to be entitled An Act relating to the Florida Highway Patrol, amending Section 321.04, Florida Statutes; making the chief of the weight division equal in pay and allowance to a captain.

Was taken up in its order.

Senator Fraser moved that the rules be waived and Senate Bill No. 399 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 399 was read the second time by title only.

Senator Fraser moved that the rules be further waived and Senate Bill No. 399 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 399 was read the third time in full.

Upon the passage of Senate Bill No. 399 the roll was called and the vote was:

Yeas—33.

Mr. President	Douglas	Johnson	Pope
Baker	Edwards	Kickliter	Rawls
Barber	Fraser	King	Rodgers
Black	Gautier (28th)	Melvin	Rood
Cabot	Gautier (13th)	Morgan	Shands
Carlton	Getzen	Morrow	Tapper
Carraway	Hodges	Neblett	
Clarke	Houghton	Pearce	
Connor	Johns	Phillips	

Nays—None.

So Senate Bill No. 399 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

S. B. No. 401—A bill to be entitled An Act relating to the State Highway Patrol; amending Section 321.04, Florida Statutes; providing for the employment of certain number of patrol officers exclusive of those members assigned to special departments.

Was taken up in its order.

Senator Barber moved that the rules be waived and Senate Bill No. 401 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 401 was read the second time by title only.

The Committee on Motor Vehicles offered the following amendment to Senate Bill No. 401:

In Section 1, line 11, Page 2 (typewritten bill), following the word "department"; strike out: the remainder of Section 1, page 2, and substitute in lieu thereof the following: "said patrolmen so assigned and so directed shall each have a rank not less than that of lieutenant, and the pay or compensation of such patrolmen shall not be lower than that of lieutenant and said patrolmen so assigned shall be paid by the department of public safety out of the appropriation made to said department; said patrolmen shall have and receive all other benefits provided for patrolmen in the highway patrol act, and any other act now in existence or hereinafter enacted; the director of public safety department may assign a patrolman for special duty from time to time upon request of state officers for official state business on a temporary basis, and the director is authorized and directed to make such assignment upon request, however such assignment shall not effect in any way the rank and pay of the patrolman assigned for temporary duty."

Senator Barber moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Barber moved that the rules be further waived and Senate Bill No. 401, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 401, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 401, as amended, the roll was called and the vote was:

Yeas—30.

Mr. President	Douglas	Johnson	Pope
Baker	Edwards	Kicklitter	Rawls
Barber	Gautier (28th)	Melvin	Rodgers
Cabot	Gautier (13th)	Morgan	Rood
Carlton	Getzen	Morrow	Shands
Carraway	Hodges	Neblett	Tapper
Clarke	Houghton	Pearce	
Connor	Johns	Phillips	

Nays—None.

So Senate Bill No. 401 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

S. B. No. 544—A bill to be entitled An Act amending Section 317.96, Florida Statutes, relating to weights and sizes of vehicles or combinations of vehicles.

Was taken up in its order.

Senator Morrow moved that the rules be waived and Senate Bill No. 544 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 544 was read the second time by title only.

Senator Morrow moved that the rules be further waived and Senate Bill No. 544 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 544 was read the third time in full.

Upon the passage of Senate Bill No. 544 the roll was called and the vote was:

Yeas—30.

Mr. President	Douglas	Kicklitter	Pope
Baker	Edwards	King	Rodgers
Barber	Gautier (28th)	Melvin	Rood
Cabot	Gautier (13th)	Morgan	Shands
Carlton	Getzen	Morrow	Stratton
Carraway	Hodges	Neblett	Tapper
Clarke	Houghton	Pearce	
Connor	Johns	Phillips	

Nays—None.

So Senate Bill No. 544 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

S. B. No. 556—A bill to be entitled An Act to amend Sub-section (1) and Sub-section (2) of Section 319.14 Florida Statutes and Sub-section (1) of Section 320.36 Florida Statutes to provide that when a motor vehicle is being used or has been used as a police car or for long term lease, the certificate of title should show the use thereof.

Was taken up in its order.

Senator Phillips moved that the rules be waived and Senate Bill No. 556 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 556 was read the second time by title only.

Senator Phillips moved that the rules be further waived and Senate Bill No. 556 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 556 was read the third time in full.

Upon the passage of Senate Bill No. 556 the roll was called and the vote was:

Yeas—30.

Mr. President	Douglas	Kicklitter	Pope
Baker	Edwards	King	Rodgers
Barber	Gautier (28th)	Melvin	Rood
Cabot	Gautier (13th)	Morgan	Shands
Carlton	Getzen	Morrow	Stratton
Carraway	Houghton	Neblett	Tapper
Clarke	Johns	Pearce	
Connor	Johnson	Phillips	

Nays—None.

So Senate Bill No. 556 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Tapper, President Pro Tempore, presiding.

S. B. No. 332—A bill to be entitled An Act amending Chapter 320, Florida Statutes 1953, relating to motor vehicle licenses, etc.; by adding Section 320.171 authorizing the Motor Vehicle Commissioner to permit certain motor bus common carriers using the highways of Florida for transporting persons for compensation an alternative method of registering and licensing motor buses for operation in the State, and providing for such method.

Was taken up in its order.

Senator King moved that the rules be waived and Senate Bill No. 332 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 332 was read the second time by title only.

Senator King moved that the rules be further waived and Senate Bill No. 332 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 332 was read the third time in full.

Upon the passage of Senate Bill No. 332 the roll was called and the vote was:

Yeas—33.

Mr. President	Connor	Johnson	Pope
Baker	Douglas	Kicklitter	Rodgers
Barber	Edwards	King	Rood
Beall	Gautier (28th)	Melvin	Shands
Black	Gautier (13th)	Morgan	Stratton
Cabot	Getzen	Morrow	Tapper
Carlton	Hodges	Neblett	
Carraway	Houghton	Pearce	
Clarke	Johns	Phillips	

Nays—None.

So Senate Bill No. 332 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

S. B. No. 110—A bill to be entitled An Act relating to the regulation of traffic on highways; amending Section 317.06, Florida Statutes, providing for traffic control signal device to be used between the green and red signal, and vice versa; and providing the effective date.

Was taken up in its order.

Senator Connor moved that the rules be waived and Senate Bill No. 110 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 110 was read the second time by title only.

The Committee on Transportation and Traffic offered the following amendment to Senate Bill No. 110:

In Section 1, line 43, (typewritten bill) strike out the words: "and vice versa" and insert in lieu thereof the following: A period instead of a comma after the word "signal".

Senator Connor moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Connor offered the following amendment to Senate Bill No. 110:

In the title, (typewritten bill) strike out the words: "and vice versa".

Senator Connor moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Connor moved that the further consideration of Senate Bill No. 110, as amended, be informally passed.

Which was agreed to and it was so ordered.

Senator Connor moved that the rules be waived and House Bill No. 73 be recalled from the Committee on Transportation and Traffic and the Committee on Motor Vehicles, and placed on the Calendar of Bills on Second Reading.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Connor asked unanimous consent of the Senate to take up and consider House Bill No. 73, out of its order.

Which was agreed to.

H. B. No. 73—A bill to be entitled An Act relating to the regulation of traffic on highways; amending Section 317.06, Florida Statutes, providing for traffic control signal device to be used between the green and red signal; and providing the effective date.

Was taken up.

Senator Connor moved that the rules be waived and House Bill No. 73 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 73 was read the second time by title only.

The Committee on Transportation and Traffic offered the following amendment to House Bill No. 73:

In Section 1, line 8, (typewritten bill) after the period, add the following: "Provided, however, that nothing herein contained shall prevent the continued use of, or require the replacement of traffic lights presently in operation, so long as the same may be usable."

Senator Connor moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Connor moved that the rules be further waived and House Bill No. 73, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 73, as amended, was read the third time in full.

Upon the passage of House Bill No. 73, as amended, the roll was called and the vote was:

Yeas—32.

Baker	Connor	Johnson	Phillips
Barber	Douglas	Kickliter	Pope
Beall	Floyd	King	Rawls
Black	Gautier (28th)	Melvin	Rodgers
Cabot	Gautier (13th)	Morgan	Rood
Carlton	Getzen	Morrow	Shands
Carraway	Houghton	Neblett	Stratton
Clarke	Johns	Pearce	Tapper

Nays—None.

So House Bill No. 73 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Connor withdrew Senate Bill No. 110, as amended, from the further consideration of the Senate.

Senator Barber moved that the rules be waived and the Senate revert to the consideration of messages from the House of Representatives.

Which was agreed to by a two-thirds vote.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 4, 1955.

*The Honorable W. T. Davis,*  
*President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Sweeny of Volusia—

H. B. No. 249—A bill to be entitled An Act amending Sections 737.05, 737.06, and 737.12, Florida Statutes, relating to trust accounting; providing effective date.

Also—

By The Committee on Public Safety—

H. B. No. 408—A bill to be entitled An Act relating to traffic on highways; amending Subsection (1) of Section 317.54, Florida Statutes, requiring stoplights; amending Section 317.63, relating to mufflers.

Also—

By Mr. Cobb of Volusia—

H. B. No. 66—A bill to be entitled An Act to prohibit life insurance companies from issuing and delivering in this state as a part or in combination with any life insurance policy any agreement or plan which provides, in addition to the benefits arising out of the insurance, for the accumulation of profits over a period of years, and for payment of all or any part of such accumulated profits only to members or policyholders of a designated group or class who continue as policyholders until the end of a specified period; prescribing penalties for violations and providing for the effective date of this Act.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 249, contained in the above message, was read the first time by title only and referred to the Committee on Banking.

And House Bill No. 408, contained in the above message, was read the first time by title only.

Senator Barber moved that the rules be waived and House Bill No. 408 be placed on the Calendar of Bills on Second Reading, without reference.

Which was agreed to by a two-thirds vote and it was so ordered.

And House Bill No. 66, contained in the above message, was read the first time by title only and referred to the Committee on Insurance.

Senator Barber asked unanimous consent of the Senate to take up and consider House Bill No. 408, out of its order.

Which was agreed to.

H. B. No. 408—A bill to be entitled An Act relating to traffic on highways; amending Subsection (1) of Section 317.54, Florida Statutes, requiring stoplights; amending Section 317.63, relating to mufflers.

Was taken up.

Senator Barber moved that the rules be waived and House Bill No. 408 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 408 was read the second time by title only.

Senator Barber moved that the rules be further waived and House Bill No. 408 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 408 was read the third time in full.

Upon the passage of House Bill No. 408 the roll was called and the vote was:

Yeas—31.

Baker	Clarke	Johnson	Phillips
Barber	Douglas	Kicklitter	Pope
Beall	Floyd	King	Rawls
Black	Gautier (28th)	Melvin	Rodgers
Bronson	Gautier (13th)	Morgan	Shands
Cabot	Getzen	Morrow	Stratton
Carlton	Houghton	Neblett	Tapper
Carraway	Johns	Pearce	

Nays—1.

Hodges

So House Bill No. 408 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent, Senator Barber withdrew Senate Bill No. 506 from the further consideration of the Senate.

S. B. No. 35—A bill to be entitled An Act to amend Subsection 4 of Section 425.04, Florida Statutes 1953, relating to powers of Rural Electric Cooperatives by authorizing continued operation by cooperatives in areas which become incorporated as municipal corporations or which are included within the corporate limits of an established municipal corporation under certain conditions and with certain limitations.

Was taken up in its order.

Senator Melvin moved that the rules be waived and Senate Bill No. 35 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 35 was read the second time by title only.

The following Committee Substitute for Senate Bill No. 35:

By the Committee on Public Utilities—

Committee Substitute for S. B. No. 35—A bill to be entitled An Act relating to rural electric cooperatives, municipal corporations and other public service corporations; providing that where public utility facilities of rural electric cooperatives, municipal corporations or other public service corporations are

located within unincorporated territory subsequently included within newly created limits of a city or town by way of annexation, extension of corporate boundaries, new incorporation or otherwise, such public utility facilities shall continue to be so located and maintained and operated by the owner thereof within such particular territory which has been newly incorporated for the purpose of serving existing utility customers therefrom, subject to powers vested in the city or town to regulate, control and direct the operations of such a public service corporation within its corporate boundaries and subject to the imposition and collection of such franchise taxes and taxes on public services as may be imposed by the city or town.

Was read the first time by title only.

Senator Melvin moved that the rules be waived and the Committee Substitute for Senate Bill No. 35 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And the Committee Substitute for Senate Bill No. 35 was read the second time by title only.

Senator Melvin moved the adoption of the Committee Substitute for Senate Bill No. 35.

Which was agreed to and the Committee Substitute for Senate Bill No. 35 was adopted.

Senator Melvin offered the following amendment to Committee Substitute for Senate Bill No. 35:

In Section 1, line 9 (printed bill), after the word "newly" and before the word "incorporated" insert the following: "annexed or"

Senator Melvin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Melvin also offered the following amendment to Committee Substitute for Senate Bill No. 35:

In Section 1, line 10 (printed bill), strike out the word "existing" and insert in lieu thereof the following: "its"

Senator Melvin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Melvin also offered the following amendment to Committee Substitute for Senate Bill No. 35:

In Section 1, line 10 (printed bill), strike out the word "therefrom" and insert in lieu thereof the following: "from its existing lines therein"

Senator Melvin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Melvin also offered the following amendment to Committee Substitute for Senate Bill No. 35:

In the title, line 12 (printed bill), after the word "newly" and before the word "incorporated" insert the following: "annexed or"

Senator Melvin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Melvin also offered the following amendment to Committee Substitute for Senate Bill No. 35:

In the title, line 13 (printed bill), strike out the word "existing" and insert in lieu thereof the following: "its"

Senator Melvin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Melvin also offered the following amendment to Committee Substitute for Senate Bill No. 35:

In the title, lines 13 and 14 (printed bill), strike out the word "therefrom" and insert in lieu thereof the following: "from its existing lines therein"

Senator Melvin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Melvin moved that the rules be further waived and Committee Substitute for Senate Bill No. 35, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Committee Substitute for Senate Bill No. 35, as amended, was read the third time in full.

Upon the passage of Committee Substitute for Senate Bill No. 35, as amended, the roll was called and the vote was:

Yeas—33.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Beall	Edwards	Kickliter	Rodgers
Black	Floyd	Melvin	Rood
Bronson	Gautier (28th)	Morgan	Shands
Cabot	Gautier (13th)	Morrow	Tapper
Carlton	Getzen	Neblett	
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So Committee Substitute for Senate Bill No. 35 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

The President presiding.

Senator Floyd asked unanimous consent of the Senate to take up and consider Senate Bill No. 366, out of its order.

Which was agreed to.

S. B. No. 366—A bill to be entitled An Act providing for a chief executive officer for higher education for the State Board of Education to be known as the chancellor; providing for his duties, powers and jurisdiction; providing effective date.

Was taken up.

Senator Floyd moved that the rules be waived and Senate Bill No. 366 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 366 was read the second time by title only.

Senator Floyd offered the following amendment to Senate Bill No. 366:

In Section 1, line 2, (typewritten bill) strike out the word "education" and insert in lieu thereof the following: "control"

Senator Floyd moved the adoption of the amendment.

Pending consideration of the amendment offered by Senator Floyd to Senate Bill No. 366, Senator Gautier (13th) moved that the Senate adjourn.

Which was agreed to.

And the Senate stood adjourned at 3:45 o'clock P. M., until 11:00 o'clock A. M., Thursday, May 5, 1955.